

ESTTA Tracking number: **ESTTA570729**

Filing date: **11/13/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Virgin Enterprises Limited
Granted to Date of previous extension	11/13/2013
Address	The Battleship Building 179 Harrow Road London, W2 6NB UNITED KINGDOM
Attorney information	Craig A. Beaker Norvell IP llc (13353-344 & 345) 1776 Ash Street Northfield, IL 60093 UNITED STATES officeactions@norvellip.com, cbeaker@norvellip.com Phone:(888) 315-0732

Applicant Information

Application No	85850529	Publication date	07/16/2013
Opposition Filing Date	11/13/2013	Opposition Period Ends	11/13/2013
Applicant	China Jade Corporation 9A-10A Sunny Isle Shopping Center C'Sted, Saint Croix, VIX 00820 VIX		

Goods/Services Affected by Opposition

Class 025. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Caps; T-shirts
Class 035. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Promoting recreation and tourism in the Virgin Islands

Applicant Information

Application No	85852422	Publication date	07/16/2013
Opposition Filing Date	11/13/2013	Opposition Period Ends	
Applicant	China Jade Corporation 9A-10A Sunny Isle Shopping Center Christiansted, St. Cro, VIX 00820 VIX		

Goods/Services Affected by Opposition


Class 025. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: Caps; T-shirts

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	1413664	Application Date	11/29/1984
Registration Date	10/14/1986	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 039. First use: First Use: 1984/06/22 First Use In Commerce: 1984/06/22 AIR TRAVEL SERVICES		

U.S. Registration No.	1591952	Application Date	03/18/1988
Registration Date	04/17/1990	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 0 First Use In Commerce: 0 PRINTED SHEET MUSIC; [HOLOGRAPHS; MOUNTED PHOTOGRAPHS; POSTERS,] FICTIONAL AND NON-FICTIONAL BOOKS, [GEOGRAPHY AND HISTORY BOOKS, TEACHING BOOKS, DRAWING BOOKS, PRINTING BOOKS, WRITING BOOKS, SCHOOL TEXT BOOKS, PAINTING BOOKS, NOTE BOOKS, REFERENCE BOOKS, GARDENING BOOKS, MAINTENANCE BOOKS, LANGUAGE BOOKS, ADDRESS BOOKS, TELEPHONE BOOKS, COOK BOOKS,] BIOGRAPHY AND AUTOBIOGRAPHY BOOKS, [COMICBOOKS,] PERIODICALS, NAMELY, [PAMPHLETS, BROCHURES, NEWSLETTERS, JOURNALS,] PAPERBACK BOOKS [AND MAGAZINES,] ALL DEALING WITH MUSIC, FILMS AND ENTERTAINMENT; [DIARIES, PERSONAL ORGANIZERS, BOXES OF CARDBOARD, PAPER FACE		


	<p>TOWELS, FILTER PAPER, PAPER POCKET HANDKERCHIEFS, HYGENIC PAPER, PAPER BABIES' DIAPERS, BOXES OF PAPER,] PAPER FOR PACKAGING, PAPER CASES; WRITING INSTRUMENTS, NAMELY, PENS, PENCILS, BALL POINT PENS, [FOUNTAIN PENS, FELT TIP PENS, AND CRAYONS;] STATIONERY AND OFFICE SUPPLIES, NAMELY, WRITING AND NOTE PAPER, [ENVELOPES, GREETING CARDS, POSTCARDS, WRITING INK, UNGRADUATED RULERS, ERASERS, BLANK BOOKS, LEDGERS, CARDS, INDEX CARDS, ADHESIVE GLUES AND ADHESIVE TAPES FOR STATIONERY AND HOUSEHOLD PURPOSES, ADHESIVE TAPE DISPENSERS, LOOSE-LEAF BINDERS, BLOTTERS, BLOTTING PAPER, DESK ORGANIZER BOXES OR CONTAINERS FOR PENS, PENCILS AND PAPER CLIPS, CALENDARS, CARBON PAPER, CHARTS, DIAGRAMS, DOCUMENT FILES, DRAWING PADS, DRAWING PINS, ELASTIC BANDS FOR OFFICES, STATIONERY FOLDERS, GUMMED LABELS, PAPER KNIVES, PAPER WEIGHTS, PENCIL HOLDERS, PENCIL SHARPENERS, PENCIL SHARPENING MACHINES, ADDRESS STAMPS, POSTCARDS, SEALING WAX, SEALING WAXERS, SEALING STAMPS, SEALS, SIGNS OF PAPER OR CARDBOARD, STAPLES, STAPLING PRESSERS, STENCIL CASES, STENCIL PLATES, STENCILS, TAGS FOR INDEX CARDS, TRAYS FOR SORTING AND COUNTING; PAPER TABLEWARE, NAMELY, TABLE MATS, COASTERS, DECANTER MATS, DISH MATS, TABLE NAPKINS, AND TABLE CLOTHS;] PLAYING CARDS</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>[ARTICLES OF UNDERCLOTHING, NAMELY, VESTS, UNDERPANTS, PANTS, BRASSIERES, CORSETS, CORSELETTES, PETTICOATS, CAMISOLES, KNICKERS, TEDDIES, FRENCH KNICKERS, TIGHTS, STOCKINGS, PANTY HOSE, GARTERS, SUSPENDERS BELTS, SLIPS, SOCKS, BODICES, BASQUES;] ARTICLES OF OUTER CLOTHING, NAMELY, [SUITS, DRESSES, SKIRTS,] SHIRTS, T-SHIRTS, SWEAT SHIRTS, [BLOUSES, TROUSERS, OVERALLS, LEATHER TROUSERS, JEANS, SLACKS,] JACKETS, [RAINCOATS, WAIST COATS, COATS, SWEATERS, CARDIGANS, PULLOVERS, SOCKS, LEG WARMERS, LEGGINGS, DRESSING GOWNS, BATHROBES, JUMPERS, TIES, NECKWEAR,] HATS, CLOTHING CAPS, [GLOVES, MITTENS, SCARVES, APRONS,] CLOTHING BELTS [; SLEEPWEAR; FOOTWEAR; ARTICLES OF SPORTS CLOTHING, NAMELY, SHORTS, TRACK SUITS, SWIMWEAR, SWIMMING TRUNKS, WET SUITS, RAINWEAR, LEOTARDS]</p>
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U.S. Registration No.	1597386	Application Date	03/18/1988
Registration Date	05/22/1990	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 016. First use: First Use: 0 First Use In Commerce: 0</p> <p>[PRINTED SHEET MUSIC;] [HOLOGRAPHES;] [MOUNTED PHOTOGRAPHS; POSTERS,] FICTIONAL AND NON-FICTIONAL BOOKS, [GEOGRAPHY AND HISTORY BOOKS, TEACHING BOOKS, DRAWING BOOKS, PRINTING BOOKS, WRITING BOOKS, SCHOOL TEXT BOOKS, PAINTING BOOKS, NOTE BOOKS, REFERENCE BOOKS, GARDENING BOOKS, MAINTENANCE BOOKS, LANGUAGE BOOKS, ADDRESS BOOKS, TELEPHONE BOOKS, COOK BOOKS,] BIOGRAPHY AND AUTOBIOGRAPHY BOOKS, [COMIC BOOKS,] PERIODICALS, NAMELY, [PAMPHLETS, BROCHURES, NEWSLETTERS,] JOURNALS, PAPERBACK BOOKS [AND MAGAZINES,] ALL DEALING WITH MUSIC, FILMS AND</p>		

	<p>ENTERTAINMENT; [DIARIES, PERSONAL ORGANIZERS, BOXES OF CARDBOARD, PAPER FACE TOWELS, FILTER PAPER, PAPER POCKET HANDKERCHIEFS, HYGIENIC PAPER, PAPER BABIES' DIAPERS, BOXES OF PAPER,] [PAPER FOR PACKAGING, PAPER CASES;] STATIONERY AND OFFICE SUPPLIES,[NAMELY, WRITING AND NOTE PAPER, ENVELOPES, GREETING CARDS, POSTCARDS, WRITING INK, BLANK BOOKS, LEDGERS, CARDS, INDEX CARDS, ADHESIVE GLUES AND ADHESIVE TAPES FOR STATIONERY AND HOUSEHOLDPURPOSES, BLOTTERS, BLOTING PAPER, CALENDARS, CARBON PAPER, CHARTS, DIAGRAMS, DOCUMENTS FILES, DRAWING PADS, STATIONERY FOLDERS, GUMMED LABELS, POSTCARDS, SIGNS OF PAPER OR CARDBOARD, TAGS FOR INDEXCARDS, PAPER TABLEWARE, NAMELY, TABLE MATS, COASTERS, DECANter MATS, DISH MATS, TABLE NAPKINS, AND TABLE CLOTHS,] PLAYING CARDS</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>[ARTICLES OF UNDERCLOTHING, NAMELY, VESTS, UNDERPANTS, PANTS, BRASSIERES, CORSETS, CORSELETtes, PETTICOATS, CAMISOLES,KNICKERS, TEDDIES, FRENCH KNICKERS, TIGHTS, STOCKINGS, PANTY HOSE, GARTERS, SUSPENDERS] [BELTS,] [SLIPS, SOCKS, BODICES, BASQUES;] ARTICLES OF OUTER CLOTHING, NAMELY, [SUITS, DRESSES, SKIRTS,]SHIRTS, T-SHIRTS, SWEAT SHIRTS, [BLOUSES, TROUSERS, OVERALLS, LEATHER TROUSERS, JEANS, SLACKS,] JACKETS, [RAINCOATS,WAIST COATS, COATS, SWEATERS, CARDIGANS, PULLOVERS, SOCKS, LEG WARMERS, LEGGINGS, DRESSING GOWNS, BATHROBES, JUMPERS, TIES, NECKWEAR,] HATS, CLOTHING CAPS, [GLOVES, MITTENS, SCARVES, APRONS,] [CLOTHING BELTS;] [SLEEPWEAR; FOOTWEAR; ARTICLES OF SPORTS CLOTHING, NAMELY, SHORTS, TRACK SUITS, SWIMWEAR, SWIMMING TRUNKS, WET SUITS, RAINWEAR, LEOTARDS]</p>
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U.S. Registration No.	1851817	Application Date	05/01/1991
Registration Date	08/30/1994	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 1984/06/00 First Use In Commerce: 1984/06/00</p> <p>[[direct mail advertising for others;] dissemination of advertising materialsfor other; preparing advertising, promotions, and public relations materials for others; [management of promotional and incentive plans and services for others;] business organization promotional consulting for others; demonstration of the goods and services of others and the promotion thereof; promoting and advertising the goods and services of others by[aircraft,] airships and air balloons; outdoor advertising such as by billboards; and distribution of advertising, promotional materials and sample materialsof others]</p>		

	<p>Class 039. First use: First Use: 1984/06/00 First Use In Commerce: 1984/06/00 transportation of goods and passengers by road, [rail,] air [and sea;] freight transportation services; [tourist agency services;] travel agency services; [arranging travel tours; and transportation reservation services]</p> <p>Class 042. First use: First Use: 1992/05/00 First Use In Commerce: 1992/05/00 [clubs, nightclubs;] bars; [hotels; resorts; hotel reservation services; hotel and resort management for others; carry-out restaurant and restaurant services; catering; computer programming for others; computer software design services for others; artwork and graphic design services for others;] and retail store services in the fields of [cosmetics and laundry preparations, metal hardware,] cameras, records, audio and video tapes, [audio and video recorders,] computers and electronic apparatus, [jewelry, clocks] and watches, [musical instruments, stationery,] sheet music, books and photography, handbags, purses, luggage and leather goods, clothing, [lace, embroidery, gifts and sewing materials, toys,] games, video game machines and video game cartridges, [processed foods, jellies and jams, coffee, tea, bakery items and candy, beer, ale, mineral and aerated waters and other non-alcoholic drinks, wines, spirits and liqueurs, and tobacco and smokers' articles]</p>
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U.S. Registration No.	1852776	Application Date	05/09/1991
Registration Date	09/06/1994	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 1984/06/00 First Use In Commerce: 1984/06/00 [direct mail advertising for others;] dissemination of advertising materials for others; preparing advertising, promotions, and public relations materials for others; [management of promotional and incentive plans and services for others;] business organization promotional consulting for others; demonstration of the goods and services of others and promotion thereof; promoting and advertising the goods and services of others by [aircraft,] airships and air balloons; outdoor advertising such as by billboards; and distribution of advertising, promotional materials and sample materials of others]</p> <p>Class 039. First use: First Use: 1984/06/00 First Use In Commerce: 1984/06/00 transportation of goods and passengers by road, [rail,] air [and sea;] freight transportation services; [tourist agency services; arranging travel tours; and, transportation reservation services]</p> <p>Class 042. First use: First Use: 1992/05/00 First Use In Commerce: 1992/05/00 [clubs, nightclubs;] bars; [hotels; resorts; hotel reservation services; hotel and resort management for others; carry-out restaurant and restaurant services; catering;] rental of food service equipment; namely, vending machines; [</p>		

	computer programming for others; computer software design services for others; artwork and graphic design services for others;] portrait and aerial photography; typesetting and printing services; and retail store services in the fields of [cosmetics and laundry preparations; metalhardware;] cameras, records, audio and video tapes, [audio and video recorders,] computers and electronic apparatus; [jewelry, clocks] and watches; [musical instruments; stationery,] sheet music, books and photography; handbags, purses, luggage and leather goods; clothing; [lace, embroidery, gifts and sewing materials; toys,] games, video game machines and video game cartridges; [processed foods, jellies and jams; coffee, tea, bakery items and candy; beer, ale, mineral and aerated waters and other nonalcoholic drinks; wines, spirits and liqueurs; and, tobacco and smokers articles]
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U.S. Registration No.	1863353	Application Date	05/19/1992
Registration Date	11/15/1994	Foreign Priority Date	NONE
Word Mark	VIRGIN MEGASTORE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 1979/00/00 First Use In Commerce: 1992/12/04 retail department store services		

U.S. Registration No.	2237092	Application Date	06/10/1996
Registration Date	04/06/1999	Foreign Priority Date	NONE
Word Mark	VIRGIN VACATIONS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 039. First use: First Use: 1994/11/01 First Use In Commerce: 1994/11/01 ARRANGING THE TRANSPORT OF PASSENGERS BY AIR AND ROAD, ARRANGING AND CONDUCTING TRAVEL TOURS, TRAVEL AGENCY SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKINGS FOR TRANSPORTATION, AND TRANSPORTATION RESERVATION SERVICES Class 042. First use: First Use: 1994/11/01 First Use In Commerce: 1994/11/01 RESORT HOTEL AND HOTEL RESERVATION; TRAVEL AGENCY SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKINGS FOR TEMPORARY LODGING		


U.S. Registration No.	2586162	Application Date	10/03/1997
Registration Date	06/25/2002	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 1990/00/00 First Use In Commerce: 1990/00/00 articles of luggage, namely, suitcases; bags; namely, back packs, rucksacks,		


	school bags, school satchels, travelling bags, sports bags, all purpose sports bags for campers and climbers, textile shopping bags; wallets; [umbrellas and parasols]
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U.S. Registration No.	2625455	Application Date	12/17/1998
Registration Date	09/24/2002	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 1997/12/00 First Use In Commerce: 1997/12/00 PROVIDING AN ON-LINE SHOPPING MALL VIA A GLOBAL COMPUTER NETWORK; PROVIDING BUSINESS INFORMATION VIA A GLOBAL COMPUTER NETWORK</p> <p>Class 038. First use: First Use: 1999/11/11 First Use In Commerce: 2000/03/21 COMPUTERIZED COMMUNICATION SERVICES, NAMELY, ELECTRONIC MAIL SERVICES, AND PROVIDING NETWORKS FOR THE PURPOSE OF TRANSMISSION AND RECEPTION OF ELECTRONIC MAIL, COMPUTER GENERATED MUSIC, NEWS AND OTHER DATA AND INFORMATION; AND BROADCASTING SERVICES BY RADIO AND OVER A GLOBAL COMPUTER NETWORK OF A WIDE VARIETY OF PROGRAMS, NAMELY, CURRENT EVENTS, ECONOMICS, POLITICS, SPORTS, ENTERTAINMENT, THE ARTS AND BUSINESS</p>		


U.S. Registration No.	2639079	Application Date	08/30/2001
Registration Date	10/22/2002	Foreign Priority Date	NONE
Word Mark	VIRGIN HOLIDAYS		
Design Mark	VIRGIN HOLIDAYS		
Description of Mark	NONE		
Goods/Services	<p>Class 039. First use: First Use: 1985/11/00 First Use In Commerce: 1985/11/00 TRANSPORTATION OF PASSENGERS AND GOODS BY ROAD, RAIL AND AIR; ARRANGING OF PACKAGE HOLIDAYS; ARRANGING AND ORGANIZING TOURS; ARRANGING VISITS TO PLACES OF INTEREST; TOURIST OFFICE SERVICES; TRAVEL AGENCY SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKINGS FOR TRANSPORTATION; TRANSPORTATION RESERVATION SERVICES</p> <p>Class 043. First use: First Use: 1985/11/00 First Use In Commerce: 1985/11/00 TRAVEL AGENCY SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKINGS FOR TEMPORARY LODGING</p>		


U.S. Registration No.	2689097	Application Date	08/10/2000
Registration Date	02/18/2003	Foreign Priority Date	NONE
Word Mark	VIRGIN		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 1999/11/11 First Use In Commerce: 2002/06/23 MOBILE TELEPHONES; TELEPHONES; MODEMS; BATTERIES; BATTERY CHARGERS; CIGARETTE LIGHTER ADAPTERS; DASHBOARD MOUNTS; [HAND-FREE] * HANDS-FREE * HEADSETS; CARRYINGCASES; BELT CLIPS</p> <p>Class 038. First use: First Use: 1999/11/11 First Use In Commerce: 1999/11/18 TELECOMMUNICATIONS SERVICES, NAMELY, TRANSMISSION OF VOICE, DATA, IMAGES, AUDIO, VIDEO, AND INFORMATION VIA TELEPHONE OR THE INTERNET; PERSONAL COMMUNICATIONS SERVICES; PAGER SERVICES; ELECTRONIC MAIL SERVICES; TRANSMISSION OR BROADCAST OFNEWS AND INFORMATION FOR OTHERS VIA TELEPHONE, INCLUDING THE INTERNET</p>


U.S. Registration No.	2689098	Application Date	08/10/2000
Registration Date	02/18/2003	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 1999/11/11 First Use In Commerce: 2002/06/23 MOBILE TELEPHONES; TELEPHONES; MODEMS; BATTERIES; BATTERY CHARGERS; CIGARETTE LIGHTER ADAPTERS; DASHBOARD MOUNTS; HANDS-FREE HEADSETS; CARRYING CASES; BELT CLIPS</p> <p>Class 038. First use: First Use: 1999/11/11 First Use In Commerce: 1999/11/18 TELECOMMUNICATIONS SERVICES, NAMELY, TRANSMISSION OF VOICE, DATA, IMAGES, AUDIO, VIDEO, AND INFORMATION VIA TELEPHONE OR THE INTERNET; PERSONAL COMMUNICATIONS SERVICES; PAGER SERVICES; ELECTRONIC MAIL SERVICES; TRANSMISSION OR BROADCAST OFNEWS AND INFORMATION FOR OTHERS VIA</p>		

	TELEPHONE, INCLUDING THE INTERNET		
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U.S. Registration No.	2770775	Application Date	08/16/2001
Registration Date	10/07/2003	Foreign Priority Date	NONE
Word Mark	VIRGIN MOBILE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 1999/11/11 First Use In Commerce: 2002/07/24 MOBILE TELEPHONES, TELEPHONES AND MODEMS, AND ACCESSORIES THEREFOR, NAMELY, BATTERIES; BATTERY CHARGERS; CIGARETTE LIGHTER ADAPTERS; HANDS-FREE HEADSETS; CARRYING CASES AND BELT CLIPS</p> <p>Class 035. First use: First Use: 1999/11/11 First Use In Commerce: 2002/07/24 PROVIDING DIRECTORY INFORMATION VIA TELEPHONE</p> <p>Class 038. First use: First Use: 1999/11/11 First Use In Commerce: 2002/07/24 TELECOMMUNICATIONS SERVICES, NAMELY, TRANSMISSION OF VOICE, DATA, IMAGES, AUDIO, VIDEO, AND INFORMATION VIA TELEPHONE OR THE INTERNET; PERSONAL COMMUNICATIONS SERVICES; PAGER SERVICES; ELECTRONIC MAIL SERVICES; TRANSMISSION OR BROADCAST OF NEWS AND INFORMATION FOR OTHERS VIA TELEPHONE, INCLUDING THE INTERNET</p>		


U.S. Registration No.	2770776	Application Date	08/16/2001
Registration Date	10/07/2003	Foreign Priority Date	NONE
Word Mark	VIRGIN MOBILE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1999/11/11 First Use In Commerce: 2002/07/24		

	<p>MOBILE TELEPHONES, TELEPHONES AND MODEMS, AND ACCESSORIES THEREFOR, NAMELY, BATTERIES; BATTERY CHARGERS; CIGARETTE LIGHTER ADAPTERS; HANDS-FREE HEADSETS; CARRYING CASES AND BELT CLIPS</p> <p>Class 035. First use: First Use: 1999/11/11 First Use In Commerce: 2002/07/24 PROVIDING DIRECTORY INFORMATION VIA TELEPHONE</p> <p>Class 038. First use: First Use: 1999/11/11 First Use In Commerce: 2002/07/24 TELECOMMUNICATIONS SERVICES, NAMELY, TRANSMISSION OF VOICE, DATA, IMAGES, AUDIO, VIDEO, AND INFORMATION VIA TELEPHONE OR THE INTERNET; PERSONAL COMMUNICATIONS SERVICES; PAGER SERVICES; ELECTRONIC MAIL SERVICES; TRANSMISSION OR BROADCAST OF NEWS AND INFORMATION FOR OTHERS VIA TELEPHONE, INCLUDING THE INTERNET</p>
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U.S. Registration No.	2798130	Application Date	10/03/1994
Registration Date	12/23/2003	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 016. First use: First Use: 2003/01/00 First Use In Commerce: 2003/01/00 playing cards, writing instruments, namely, pens, pencils and ball point pens</p> <p>Class 018. First use: First Use: 1990/00/00 First Use In Commerce: 1990/00/00 [Luggage]</p> <p>Class 025. First use: First Use: 1997/00/00 First Use In Commerce: 1997/00/00 Leisurewear, namely, fleece tops and shirts; articles of outer clothing, namely T-shirts, sweat shirts, jackets, hats, clothing caps</p> <p>Class 028. First use: First Use: 2003/01/00 First Use In Commerce: 2003/01/00 [sporting articles, namely, golf tees]</p> <p>Class 035. First use: First Use: 2003/01/00 First Use In Commerce: 2003/01/00 Preparing advertising, promotions, and public relations materials for others; demonstration of the goods of others and the promotion thereof; and distribution and dissemination of advertising, promotional materials and sample materials of others</p> <p>Class 038. First use: First Use: 1999/11/11 First Use In Commerce: 2002/07/24 Electronic transmission and display of information for business or domestic purposes from a computer stored data bank</p> <p>Class 042. First use: First Use: 1992/00/00 First Use In Commerce: 1992/00/00 Retail store services in the fields of records, audio and video tapes, computers and electronic apparatus and watches, books, luggage and leather goods,</p>		

	clothing, games, video game cartridges, and cafes		
U.S. Registration No.	2808270	Application Date	03/05/2003
Registration Date	01/27/2004	Foreign Priority Date	NONE
Word Mark	VIRGIN ATLANTIC		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 039. First use: First Use: 1984/06/00 First Use In Commerce: 1984/06/00 TRANSPORTATION OF AND ARRANGING TRANSPORTATION OF GOODS AND PASSENGERS BY ROAD AND AIR; FREIGHT TRANSPORTATION SERVICESBY AIR; TRANSPORTATION OF HUMAN BEINGS BY MEANS OF LAND VEHICLES; CHAUFFEUR SERVICES; TRAVEL AGENCY SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKINGS FOR TRANSPORTATION; ARRANGING AND/OR CONDUCTING TRAVEL TOURS; OPERATION OF AIRCRAFT FOR OTHERS		
U.S. Registration No.	3230095	Application Date	04/25/2002
Registration Date	04/17/2007	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2000/01/01 First Use In Commerce: 2000/01/01 Organizing cultural activities and events; [operation of fitness centers;] operation of leisure centers, namely, providing library and Internet access facilities [; and providing health club services]		
U.S. Registration No.	3298420	Application Date	02/19/2002
Registration Date	09/25/2007	Foreign Priority Date	NONE
Word Mark	VIRGIN		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 2006/03/00 First Use In Commerce: 2006/04/00 business incentive services, namely, offering plans to employers including motivational schemes, gift certificates and other rewards for employees, management of incentive programs, events and schemes for others Class 036. First use: First Use: 2006/08/00 First Use In Commerce: 2006/08/00 debit card services


U.S. Registration No.	3298421	Application Date	02/19/2002
Registration Date	09/25/2007	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2006/03/00 First Use In Commerce: 2006/04/00 Business incentive services, namely, offering plans to employers including motivational schemes, gift certificates and other rewards for employees, management of incentive programs, events and schemes for others Class 036. First use: First Use: 2006/08/00 First Use In Commerce: 2006/08/00 debit card services		

U.S. Registration No.	3427241	Application Date	04/25/2002
Registration Date	05/13/2008	Foreign Priority Date	NONE
Word Mark	VIRGIN		

Design Mark	VIRGIN
Description of Mark	NONE
Goods/Services	Class 041. First use: First Use: 2000/01/01 First Use In Commerce: 2000/01/01 Organizing sporting and cultural activities and events; operation of leisure centers, namely, providing library facilities Class 044. First use: First Use: 1990/05/31 First Use In Commerce: 1990/05/31 Operation of leisure centers, namely, providing cosmetic and body care services

U.S. Registration No.	3472228	Application Date	12/20/2004
Registration Date	07/22/2008	Foreign Priority Date	10/13/2004
Word Mark	VIRGIN UNITE		
Design Mark	VIRGIN UNITE		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 0 First Use In Commerce: 0 Developing promotional campaigns for business; promoting public awareness of the need for businesses to have a positive impact on the communities and environment in which they operate and work together with the social sector to drive long term social change including making investments in emerging markets to accelerate positive social change through economic development; charitable services, namely, organizing and coordinating programs for the sick, people with health problems or issues, the homeless, drug users, those with disabilities, victims of abuse, those who are bereaved, children in need or at risk, those with sexual problems, and underprivileged communities, and organizing and conducting volunteer programs and community service projects; business management and administration services in connection with a charity Class 036. First use: First Use: 0 First Use In Commerce: 0 Charitable fund raising; charitable financial services for those in need, namely, accepting and administering monetary charitable contributions; financial sponsorship of fund raising events and events designed to raise the profile of		

	<p>charitable and social issues</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0</p> <p>Educational services, namely, conducting summits, conferences, lectures and seminars in the field of social change and charitable and social issues; training services in the field of social change and charitable and social issues; organizing community sporting and cultural events; educational services, namely, providing classes, lectures, seminars, workshops, and discussion groups in the fields of sickness, health problems, homelessness, drug use, disabilities, abuse, bereavement, children's needs, sexual problems, and poverty to young people, people with health problems or issues, the homeless, drug users, those with disabilities, victims of abuse, those who have been bereaved, children in need or at risk, those with sexual problems, and underprivileged communities; charitable services, namely, academic mentoring of children from underprivileged communities and young people</p>
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U.S. Registration No.	3535624	Application Date	11/30/2005
Registration Date	11/18/2008	Foreign Priority Date	NONE
Word Mark	VIRGIN GALACTIC		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 039. First use: First Use: 2005/11/00 First Use In Commerce: 2005/11/00</p> <p>Travel agency services, namely, making reservations and bookings for transportation, space travel agency services; namely, booking of transportation into space</p>		

U.S. Registration No.	3538900	Application Date	06/15/2006
Registration Date	11/25/2008	Foreign Priority Date	NONE
Word Mark	VIRGIN FESTIVAL		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 041. First use: First Use: 2006/09/23 First Use In Commerce: 2006/09/23 Arranging and conducting live musical performances and music festivals


U.S. Registration No.	3538901	Application Date	06/15/2006
Registration Date	11/25/2008	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2006/09/23 First Use In Commerce: 2006/09/23 Arranging and conducting live musical performances and music festivals		

U.S. Registration No.	3541731	Application Date	04/07/2004
Registration Date	12/02/2008	Foreign Priority Date	NONE
Word Mark	VIRGIN AMERICA		


Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 039. First use: First Use: 2007/08/08 First Use In Commerce: 2007/08/08 Air transportation; freight transportation services by means of air, ship, truck, and rail; airport passenger and baggage check-in services; airport services, namely, ticketing and boarding services; travel services, namely, booking seating arrangements for airline passengers; air transportation services featuring frequent flyer miles as a bonus program for frequent air travelers; providing flight arrival and departure information; and transportation reservation services</p> <p>Class 041. First use: First Use: 2007/08/08 First Use In Commerce: 2007/08/08 onboard in-flight entertainment services, namely, distributing movies, TV programs, and audio programs, and providing temporary use of video games, software and personal monitors for viewing the same</p>


U.S. Registration No.	3543131	Application Date	04/18/2008
Registration Date	12/09/2008	Foreign Priority Date	NONE
Word Mark	VIRGIN COMICS		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 016. First use: First Use: 2006/07/00 First Use In Commerce: 2006/07/00 comic books</p> <p>Class 041. First use: First Use: 2006/07/00 First Use In Commerce: 2006/07/00 entertainment services, namely, providing a web site featuring comic strips, related film clips, photographs, drawings, art pictures, and other multimedia materials</p>		


U.S. Registration No.	3707308	Application Date	02/09/2007
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Registration Date	11/10/2009	Foreign Priority Date	NONE
Word Mark	VIRGIN VIE AT HOME		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 003. First use: First Use: 0 First Use In Commerce: 0 Perfumes, cosmetics, make up; hair care preparations; non-medicated skin care preparations, non-medicated sun care preparations; nail care products, namely, nail varnishes, nail varnish removers; nail care preparations; artificial nails and adhesives therefor; glues, adhesives, acrylic, and silk and linen wraps for the repair of artificial nails, nail polishes; powder compacts; lipsticks; lip gloss; nail varnish remover; cotton wool balls for use in removing and applying cosmetics; make-up powder and foundation; facial wipes impregnated with cosmetics; skin moisturisers; beauty creams; beauty gels; body care cosmetics, essential oils for personal use; antiperspirants; after shave lotions; eau de cologne; soaps; Make up removing preparations; non-medicated toiletries; eau de toilette; deodorants for personal care; hair lotions, hair creams, and hair conditioners; shampoos; beauty masks; skin cream, facial masks, cosmetic oils, face powder, and body scrubs; hand and body lotions; dentifrices; shaving preparations, dyes for hairs; bath preparations, namely, beads, crystals, foam, gels, oil and powder; scented body sprays; after-shave lotions; pre-electric shaving preparations</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 Jewelry and imitation jewelry; precious metals and their alloys; bracelets of precious metal; fancy keyrings of precious metals; jewelry boxes of precious metal; key chains of precious metal; ornaments of precious metal; semi-precious and precious stones; watches, clocks, and structural parts therefor</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0 Retail shops featuring cosmetics and jewelry; computerized online retail ordering services featuring cosmetics and jewelry; shop at home services featuring cosmetics and jewelry; mail order catalog services featuring cosmetics and jewelry; business consultancy services; business advisory services; advertising services; advertising services provided over the internet; rental of advertising space on a website</p>		


U.S. Registration No.	4105375	Application Date	07/15/2011
Registration Date	02/28/2012	Foreign Priority Date	NONE
Word Mark	VIRGIN		


Design Mark	
Description of Mark	The mark consists of the word "VIRGIN" in a stylized form.
Goods/Services	Class 041. First use: First Use: 0 First Use In Commerce: 0 OPERATION OF FITNESS CENTERS; HEALTH CLUB SERVICES

U.S. Registration No.	4220791	Application Date	10/25/2011
Registration Date	10/09/2012	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	The mark consists of the stylized term "VIRGIN" underlined.		
Goods/Services	<p>Class 041. First use: First Use: 0 First Use In Commerce: 0 Provision of exercise facilities; organization, operation and supervision of incentivized fitness programs and information advisory services relating to aforesaid services</p> <p>Class 044. First use: First Use: 0 First Use In Commerce: 0 Operation of leisure centers, namely, providing cosmetic and body care services; beauty salons; Turkish bath services; hairdressing, manicure and pedicure services; consultancy in the field of beauty, body and skincare, make up and dress; massage; physical therapy; sun tanning salons; provision of sauna facilities; aromatherapy services; reflexology services; medical services, namely, chiropody services; health assessments and health care risk assessments, namely, providing a heart-rate based overview of their own metabolism in order to assist in reaching weight loss, sports performance, health, fitness, and wellness related goals; health spa services in the nature of providing steam room facilities; organization, operation and supervision of incentivized health programs and information advisory services relating to all aforesaid services</p> <p>Class 045. First use: First Use: 0 First Use In Commerce: 0 Lifestyle counseling and consultancy</p>		

U.S. Registration No.	4270403	Application Date	01/19/2012
Registration Date	01/08/2013	Foreign Priority Date	11/21/2011
Word Mark	VIRGIN RADIO		
Design Mark			
Description of Mark	The mark consists of the wording "VIRGIN" inside the red star in white and a blue rectangle below the red star with the wording "RADIO" inside the rectangle in white.		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Apparatus for recording, transmission or reproduction of sound or images; pre-recorded digital media featuring radio, music, blogs, podcasts, DJs, pictures, videos, movies and television in the fields of music, entertainment and news; software downloadable from the Internet for viewing and listening to radio, music, blogs, podcasts, DJs, pictures, videos, movies and television; compact discs featuring music; downloadable digital music; radios; portable radios; digital radios; earphones for radios; radio broadcasting sets, namely, transmitting and receiving apparatus for radio broadcasting; mobile radio broadcasting units, namely, transmitting and receiving apparatus for radio broadcasting; mobile radios; musiccenters incorporating radio and television receivers, namely, entertainment system comprising multiple image display screens and multiple input devices; radiotelephones; audio and video recordings featuring radio, music, movies, television, podcasts, videos, pictures and DJs in the fields of music, entertainment and news; electronic media for storing, transmitting and reproducing music, sounds, images and text, namely, radio, music, movies, television, podcasts, videos and pictures; musical recordings; downloadable electronic data files in the nature of radio programs, music, movies, television, podcasts and videos; radio programs, music, videos, sound, images, text and data downloadable from the Internet or other computer networks in the field of music, entertainment and news; MP3 players; computer e-commerce software to allow users to safely place orders and make payments in the field of electronic business transactions via a global computer network or telecommunications network; downloadable software in the nature of mobile applications in the fields of music, entertainment and news</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0</p> <p>Telecommunications and communication services, namely, transmission of voice, data, graphics, sound and video by means of broadband, digital or wireless networks; broadband radio communications services; radio broadcasting; broadcasting services, namely, radio, television, satellite and Internet broadcasting services; digital radio broadcasting services; radio broadcasting over the Internet and other communication networks; streaming of radio programs and audio material on the Internet; news agency services for electronic transmission; delivery of digital music by telecommunications</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0</p>		


	<p>Entertainment services, namely, providing on-going radio, television and Internet programs in the field of music, entertainment and news; entertainment services, namely, providing podcasts in the field of music, entertainment and news; entertainment services, namely, providing blogs featuring music, entertainment and news; entertainment services, namely, providing a web site featuring photographic, audio and video material featuring music, entertainment and news; sporting and cultural activities, namely, competitions in the field of music, entertainment and news; entertainment by means of radio and television, namely, ongoing radio and television programming in the field of music, entertainment and news; production, distribution, presentation, syndication, and rental of material with a visual and/or audio element, namely, television and radio programs, films, sound and video recordings, and news programs; entertainment services, namely, presentation of interactive entertainment shows, live shows, stage plays, exhibitions and concerts; recording studio services and the provision of recording studio facilities; audio recording services; provision and rental of radio and television studios and broadcasting facilities; providing interactive information relating to education, entertainment, sporting and cultural activities, radio and television broadcasting and radio and television entertainment provided on-line from computer data bases or from facilities provided on the Internet; provision of information relating to education, entertainment, sporting and cultural activities, radio and television broadcasting and radio and television entertainment for accessing via communication and computer networks; publishing of music; consultancy, information and advisory services all relating to the aforesaid services, namely, radio, television and Internet programming consultancy, information and advisory services</p>
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U.S. Registration No.	4325986	Application Date	09/20/2012
Registration Date	04/23/2013	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 014. First use: First Use: 2011/02/01 First Use In Commerce: 2011/07/26 WATCHES</p> <p>Class 035. First use: First Use: 2007/11/07 First Use In Commerce: 2007/11/07 ARRANGING THE OFFER AND SALE OF CARBON OFFSET CREDITS; ONLINE RETAIL STORE SERVICES FEATURING APPAREL, ACCESSORIES, FRAGRANCES, WATCHES, JEWELRY, SUNGLASSES, ELECTRONICS, CASES FOR ELECTRONIC PRODUCTS, GIFT CARDS, TOYS, MODEL AIRPLANES, LIQUOR, COSMETICS, LUGGAGE, BAGS, PET PRODUCTS, FURNITURE, COOKWARE, COFFEE MAKERS, GOLF EQUIPMENT, WALL ART, KEY RINGS</p> <p>Class 036. First use: First Use: 1998/08/26 First Use In Commerce: 2005/12/16</p>		

	CREATION, MANAGEMENT AND ADMINISTRATION OF INVESTMENT FUNDS, VENTURE CAPITAL FUNDS AND PRIVATE EQUITY FUNDS; CHARITABLE FUNDRAISING; CREDIT CARD SERVICES		
U.S. Registration No.	4398320	Application Date	05/21/2012
Registration Date	09/10/2013	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Apparatus for recording, transmitting, storing or reproducing sound or images; blank magnetic data carriers; blank digital storage media for sound or video recordings; pre-recorded electronic and digital media featuring radio, music, blogs, podcasts, DJs, pictures, videos, books, movies and television; computer software for use in personal computers, computer game consoles and consumer electronics products for use in the transmission, reception and storage of data, images and digital information in the fields of radio programs, music, movies, books, television, podcasts, videos, games of skill and games of chance; software downloadable from the Internet for transmission, reception and storage of voice, data, images, e-mail and digital information; compact discs featuring music; radios; earphones for radios; radio broadcasting sets, namely, transmitting and receiving apparatus for radio broadcasting; mobile radio broadcasting units, namely, transmitting and receiving apparatus for radio broadcasting; integrated audio and video apparatus incorporating radio and television receivers; radiotelephones; sound recordings, namely, musical recordings and video recordings featuring radio, music, blogs, podcasts, DJs, videos, books, movies and television; downloadable electronic publications in the nature of books, magazines, articles, brochures in the field of radio programs, music, movies, books, television, podcasts and video; radio programs, music, videos, sound, images, text and data downloadable from the Internet or other computer networks; communications and telecommunications devices, namely, computers, wireless telephones and satellite telephones; mobile telecommunications apparatus and equipment, namely, batteries, battery chargers, power supplies, charger adapters, phone clips, phone covers, phone cases, earphones, headphones, receivers, microphones, car kits for the adaptation of portable communication apparatus and instruments for vehicular use, antennas, antenna adapters, cables, hands free microphones, phone holders, car chargers, data cables, electrical wires and handsets; GPS receivers; keyboards, digital pens, memory cards, digital maps and digital map displays in the form of satellite navigational systems; mobile digital devices, namely, MP3 players, mobile telephones, smart phones, digital cameras and personal digital assistants; accessories and replacement parts for mobile phones, mobile digital devices, smart phones, digital cameras and computers, namely, batteries, battery chargers, cigarette lighter adapters, belt clips, carrying cases, headphones, headsets, speakers and mouse mats; cameras; computer e-commerce software to allow users to safely place orders and make payments in the field of electronic business transactions via a global computer network or telecommunications network; computer software and devices for navigation; downloadable software in the nature of a mobile application for transmission, reception and storage of voice, data, images, e-mail and digital information; systems and apparatus for electric money transactions, namely, blank smart</p>		

	<p>cards and smart card readers; calculators; software for use in the secure identification, storage, transmission and retrieval of data; software relating to identity verification and fraud prevention; electronic encryption devices to enable secure storage, retrieval and transmission of confidential customer information used by individuals, banking and financial institutions; computer software for use in connection with accessing and conducting electronic banking and financial services via global computer networks and telecommunication networks; computer software for providing an online financial platform; computer software for the provision of financial trading services, securities exchange services, automated methods of crossing financial orders and electronic financial and crossing exchanges; magnetically encoded credit cards, debit cards, cash cards and cheque guarantee cards</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>Retail store services featuring telecommunication apparatus, devices and accessories; on-line retail store services featuring telecommunication apparatus, devices and accessories</p> <p>Class 036. First use: First Use: 0 First Use In Commerce: 0</p> <p>Insurance brokerage; financial and monetary affairs, namely, financial information, management, planning and analysis services; real estate brokerage; banking; stockbroking; providing cash and other rebates for credit card use as part of a customer loyalty program; provision of electronic payment services including electronic fund transfer services, electronic processing and subsequent transmission of bill payment data and on-line transaction facilities; loyalty program payment processing services; automated bill payment of accounts; collection of debts; insurance services provided over the Internet or any other electronic network, namely, insurance brokerage, insurance consultancy and insurance indemnity; discount services, namely, financing of loans and discount of bills; personal equity plans, namely, equity capital investment; provision of investment and fund management information; administration of funds and investments; stock, shares and bond information and brokerage services; credit and debit card services; financial administration and management of employee pension plans; pension planning and investment consulting services; mutual funds management; financing of loans and mortgage lending; trust services, namely, investment trust company services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services provided on-line from a computer database or the Internet; information, consultancy and advisory services in relation to the aforesaid services provided over a telecommunications network</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0</p> <p>Telecommunications and communication services, namely, transmission of voice, data, graphics, images, audio and video by means of telecommunications networks, wireless communication networks and the Internet; digital network telecommunications services; providing Internet chat rooms for transmission of messages among computer users concerning radio, music, blogs, podcasts, DJs, pictures, videos, books, games, movies and television; portal services for providing users access to a communications or computer network; providing e-mail services; radio and television broadcasting services; Internet broadcasting services; news agency services for electronic transmission; text and voice messaging services; consultancy, information and advisory services relating to the aforesaid telecommunications and communication services</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0</p> <p>Education, namely, conducting classes, seminars, conferences and workshops in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; providing training in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; entertainment</p>
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	services, namely, radio, television and Internet programs, blogs and podcasts in the fields of music, entertainment and news; organizing community sporting and cultural activities; production, distribution, presentation, syndication, networking and rental of sound and video recordings including television and radio programs, films and news programs; interactive entertainment, namely, presentation of liveshow performances, stage plays and music; concerts; recording studio services and the provision of recording studio facilities; audio recording services; provision and rental of radio and television studios and broadcasting facilities; interactive information relating to education, entertainment, sporting and cultural activities, and radio and television entertainment provided on-line from computer databases or from facilities provided on the Internet; publication services, namely, book publication services; consultancy, information and advisory services all relating to the aforesaid educational and entertainment services
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U.S. Registration No.	4416519	Application Date	05/21/2012
Registration Date	10/15/2013	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	The mark consists of the stylized wording "VIRGIN" with an underline that also crosses the letter "G".		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Apparatus for recording, transmitting, storing or reproducing sound or images; blank magnetic data carriers; blank digital storage media for sound or video recordings; pre-recorded electronic and digital media featuring radio, music, blogs, podcasts, DJs, pictures, videos, books, movies and television; computer software for use in personal computers, computer game consoles and consumer electronics products for use in the transmission, reception and storage of data, images and digital information in the fields of radio programs, music, movies, books, television, games of skill, games of chance and podcasts and videos featuring radioprograms, music, movies, books, television, games of skill and games of chance; software downloadable from the Internet for transmission, reception and storage of voice, data, images, e-mail and digital information; compact discs featuring music; radios; earphones for radios; radio broadcasting sets, namely, transmitting and receiving apparatus for radio broadcasting; mobile radio broadcasting units, namely, transmitting and receiving apparatus for radio broadcasting; integrated audio and video apparatus incorporating radio and television receivers; radiotelephones; sound recordings, namely, musical recordings and video recordings featuring radio, music, blogs, podcasts, DJs, videos, books, movies and television; downloadable electronic publications in the nature of books, magazines, articles and brochures featuring radio programs, music, movies, books, television, podcasts and video; radio programs, music, videos, sound, images, text and data downloadable from the Internet or other computer networks; communications and telecommunications devices, namely,</p>		


	<p>computers, wireless telephones and satellite telephones; mobile telecommunications apparatus and equipment, namely, batteries, battery chargers, power supplies, charger adapters, phone clips, phone covers, phone cases, ear phones, headphones, receivers, microphones, car kits for the adaptation of portable communication apparatus and instruments for vehicular use, antennas, antenna adapters, cables, handsfree microphones, phone holders, car chargers, data cables, electrical wires and handsets; GPS receivers; keyboards, digital pens, memory cards, digital maps and digital map displays in the form of satellite navigational systems; mobile digital devices, namely, MP3 players, mobile telephones, smart phones, digital cameras and personal digital assistants; accessories and replacement parts for mobile phones, mobile digital devices, smartphones, digital cameras and computers, namely, batteries, battery chargers, cigarette lighter adapters, belt clips, carrying cases, headphones, headsets, speakers and mouse mats; cameras; computer e-commerce software to allow users to safely place orders and make payments in the field of electronic business transactions via a global computer network or telecommunications network; computer software and devices for navigation; downloadable software in the nature of a mobile application for transmission, reception and storage of voice, data, images, e-mail and digital information; systems and apparatus for electric money transactions, namely, blank smart cards and smart card readers; calculators; software for use in the secure identification, storage, transmission and retrieval of data; software relating to identity verification and fraud prevention; electronic encryption devices to enable secure storage, retrieval and transmission of confidential customer information used by individuals, banking and financial institutions; computer software for use in connection with accessing and conducting electronic banking and financial services via global computer networks and telecommunication networks; computer software, namely, electronic financial platform that accommodates multiple types of payment and debt transactions in an integrated mobile phone, PDA and web-based environment; computer software for the provision of financial trading services, securities exchange services, automated methods of crossing financial orders and electronic financial and crossing exchanges; magnetically encoded credit cards, debit cards, cash cards and cheque guarantee cards</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>Retail store services featuring telecommunication apparatus, devices and accessories; on-line retail store services featuring telecommunication apparatus, devices and accessories</p> <p>Class 036. First use: First Use: 0 First Use In Commerce: 0</p> <p>Insurance brokerage; financial and monetary affairs, namely, financial information, management, planning and analysis services; real estate brokerage; banking; stockbroking; providing cash and other rebates for credit card use as part of a customer loyalty program; provision of electronic payment services, namely, electronic fund transfer services, electronic processing and subsequent transmission of bill payment data and on-line transaction facilities; loyalty program payment processing services; automated bill payment of accounts; collection of debts; insurance services provided over the Internet or other computer networks, namely, insurance brokerage, insurance consultancy and insurance indemnity; discount services, namely, financing of loans and discount of bills; personal equity plans, namely, equity capital investment; provision of investment and fund management information; administration of funds and investments; stock, shares and bond information and brokerage services; credit and debit card services; financial administration and management of employee pension plans; pension planning and investment consulting services; mutual funds management; financing of loans and mortgage lending; trust services, namely, investment trust company services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services provided on-line</p>
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	<p>from a computer database or the Internet; information, consultancy and advisory services in relation to the aforesaid services provided over a telecommunications network</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0</p> <p>Telecommunications and communication services, namely, transmission of voice, data, graphics, images, audio and video by means of telecommunications networks, wireless communication networks and the Internet; digital network telecommunications services; providing Internet chat rooms for transmission of messages among computer users concerning radio, music, blogs, podcasts, DJs, pictures, videos, books, games, movies and television; portal services for providing users access to a communications or computer network; providing e-mail services; radio and television broadcasting services; Internet broadcasting services; news agency services for electronic transmission; text and voice messaging services; consultancy, information and advisory services relating to the aforesaid telecommunications and communication services</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0</p> <p>Education, namely, conducting classes, seminars, conferences and workshops in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; providing training in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; entertainment services, namely, radio, television and Internet programs, blogs and podcasts in the fields of music, entertainment and news; organizing community sporting and cultural activities; production, distribution, presentation, syndication, networking and rental of sound and video recordings including television and radio programs, films and news programs; interactive entertainment, namely, presentation of liveshow performances, stage plays and music; concerts; recording studio services and the provision of recording studio facilities; audio recording services; provision and rental of radio and television studios and broadcasting facilities; interactive information relating to education, entertainment, sporting and cultural activities, and radio and television entertainment provided on-line from computer databases or from facilities provided on the Internet; publication services, namely, book publication services; consultancy, information and advisory services all relating to the aforesaid education and entertainment services</p>
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U.S. Registration No.	4419522	Application Date	06/26/2012
Registration Date	10/15/2013	Foreign Priority Date	NONE
Word Mark	VIRGIN AMERICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2010/07/22 First Use In Commerce: 2010/07/22 ONLINE RETAIL STORE SERVICES FEATURING APPAREL, ACCESSORIES,		


	FRAGRANCES, WATCHES, JEWELRY, SUNGLASSES, ELECTRONICS, CASES FOR ELECTRONIC PRODUCTS, GIFT CARDS, TOYS, MODEL AIRPLANES, LIQUOR, COSMETICS, LUGGAGE, BAGS, PET PRODUCTS, FURNITURE, COOKWARE, COFFEE MAKERS, GOLF EQUIPMENT, WALL ART, KEY RINGS
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U.S. Registration No.	4419523	Application Date	06/26/2012
Registration Date	10/15/2013	Foreign Priority Date	NONE
Word Mark	VIRGIN AMERICA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 014. First use: First Use: 2010/07/22 First Use In Commerce: 2010/07/22 Jewelry; Key rings of precious metals; Watches		


U.S. Application No.	77876194	Application Date	11/19/2009
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 043. First use: First Use: 0 First Use In Commerce: 0 Hotel services; restaurant services; bar services; hotel accommodation services		

U.S. Application No.	77876197	Application Date	11/19/2009
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	VIRGIN
Design Mark	
Description of Mark	The mark consists of the word "VIRGIN" in a stylized font and underlined.
Goods/Services	Class 043. First use: First Use: 0 First Use In Commerce: 0 Hotel services; restaurant services; bar services; hotel accommodation services

U.S. Application No.	77915463	Application Date	01/20/2010
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN GALACTIC		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 012. First use: First Use: 0 First Use In Commerce: 0 Aircraft, airplanes, space vehicles, and structural parts therefor</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 watches</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0 Books in the field of space travel, aircraft, airplanes, space vehicles, and parts therefor; pictures; prints; trading cards, collectable trading cards; postcards; magazines in the field of space travel, aircraft, airplanes, space vehicles, and parts therefor; writing instruments; stickers; calendars; decals; decorative tops for writing instruments; event programs; posters; maps; newsletters in the field of space travel, aircraft, airplanes, space vehicles, and parts therefor; photographs; paper; note pads; folders; and stationery</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 all-purpose sports bags; all-purpose carrying bags</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0 Clothing, namely, suits, flight suits, stockings, undergarments, shirts, t-shirts,</p>		

	<p>sweatshirts, pants, sweat pants, track suits, skirts, dresses, jackets, coats, blazers, sweaters, scarves, hats, headwear, bathrobes, shorts, socks, belts, gloves, jeans, neckwear, swimwear, beachwear, footwear, sleep masks, cloth bibs,nightwear, wraps, and wristbands</p> <p>Class 028. First use: First Use: 0 First Use In Commerce: 0</p> <p>Playing cards; toy models of aircraft, airplanes, space vehicles, and parts therefor; card games and board games; toys,namely, action figures; dolls and doll accessories; puzzles</p> <p>Class 039. First use: First Use: 0 First Use In Commerce: 0</p> <p>Air transportation; freight transportation by air; transportation of passengersby air; airport services; launching of space vehicles for others; transportation of passengers and freight through space; space travel agency services, namely,booking of transportation into space</p>
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U.S. Application No.	85136215	Application Date	09/23/2010
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN GALACTIC		
Design Mark			
Description of Mark	The mark consists of an image of a portion of an eye with the term "VIRGIN" (stylized) in the center of the eye design and the term "GALACTIC" on the lower right side of the eye design.		
Goods/Services	<p>Class 012. First use: First Use: 0 First Use In Commerce: 0</p> <p>Aircraft, airplanes, space vehicles namely, astronautical vehicles, aeronautical vehicles, astronautical vehicles and parts therefor</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0</p> <p>Books featuring space travel and exploration, pictures, prints, cards bearing universal greetings, postcards, magazinesfeaturing adventure travel and space exploration, writing instruments, stickers, calendars, decals, decorative tops forwriting instruments, photo and scrapbook albums, event programs, posters, guidebooks featuring outer space travel and amenities, maps, newsletters in the field of space travel news and events, photographs, paper, note pads, folders and stationery</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Clothing, namely, suits, stockings, under garments, shirts, t-shirts, pants, skirts, dresses, jackets, coats, blazers, sweaters, scarves, hats, headwear, bathrobes, shorts, socks, belts, gloves, jeans, neckwear, swimwear, beachwear, footwear, visors, sleep masks, cloth bibs, nightwear, outerwear, namely, parkas, wind vests, and coats, wraps and wristbands</p> <p>Class 028. First use: First Use: 0 First Use In Commerce: 0</p> <p>Playing cards, toy models of airplanes,spaceships, and rockets, board and cardgames, toys, namely, stuffed toy animals and space vehicles, sports balls,</p>		

	<p>dolls and doll accessories, puzzles</p> <p>Class 039. First use: First Use: 0 First Use In Commerce: 0</p> <p>Air transportation, freight transportation by air and space vehicles, passenger transportation by space vehicle, air and ground transportation, airport services, space vehicle transportation services, namely, launching of space vehicles, and transportation of passengers into space</p>
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U.S. Application No.	85136217	Application Date	09/23/2010
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	VIRGIN
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Design Mark	
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Description of Mark	The mark consists of an image of a portion of an eye. The stylized word "Virgin" is written inside the eye.
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Goods/Services	<p>Class 012. First use: First Use: 0 First Use In Commerce: 0</p> <p>Aircraft, airplanes, space vehicles namely, astronautical vehicles, aeronautical vehicles, astronautical vehicles and parts therefor</p> <p>Class 016. First use: First Use: 0 First Use In Commerce: 0</p> <p>Books featuring space travel and exploration, pictures, prints, cards bearing universal greetings, postcards, magazines featuring adventure travel and space exploration, writing instruments, stickers, calendars, decals, decorative tops for writing instruments, photo and scrapbook albums, event programs, posters, guidebooks featuring outer space travel and amenities, maps, newsletters in the field of space travel news and events, photographs, paper, note pads, folders and stationery</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Clothing, namely, suits, stockings, under garments, shirts, T-shirts, pants, skirts, dresses, jackets, coats, blazers, sweaters, scarves, hats, headwear, bathrobes, shorts, socks, belts, gloves, jeans, neckwear, swimwear, beachwear, footwear, visors, sleep masks, cloth bibs, nightwear, outerwear, namely, parkas, wind vests, and coats, wraps and wristbands</p> <p>Class 028. First use: First Use: 0 First Use In Commerce: 0</p> <p>Playing cards, toy models of airplanes, spaceships, and rockets, board and card games, toys, namely, stuffed toy animals and space vehicles, sports balls, dolls and doll accessories, puzzles</p> <p>Class 039. First use: First Use: 0 First Use In Commerce: 0</p> <p>Air transportation, freight transportation by air and space vehicles, passenger transportation by space vehicle, air and ground transportation, airport services, travel agency services, namely, making reservations and bookings for transportation, space vehicle transportation services, namely, launching of space vehicles, space travel agency services, namely, booking of transportation into space, and transportation of passengers into space</p>
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U.S. Application No.	85288394	Application Date	04/06/2011
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 0 First Use In Commerce: 0 OPERATION OF FITNESS CENTERS; PROVIDING HEALTH CLUB SERVICES		


U.S. Application No.	85476874	Application Date	11/18/2011
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN ACTIVE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 038. First use: First Use: 0 First Use In Commerce: 0 Providing internet access Class 041. First use: First Use: 0 First Use In Commerce: 0 Providing facilities for and organizing sporting and cultural activities and events; Operation of leisure centers, namely, providing library services; Providing health club services		

U.S. Application No.	86080360	Application Date	10/02/2013
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	VIRGIN MOBILE
Design Mark	
Description of Mark	The mark consists of the word "VIRGIN" in a stylized font and underlined; the word "MOBILE" appears adjacent to the word "VIRGIN".
Goods/Services	<p>Class 009. First use: First Use: 2012/01/24 First Use In Commerce: 2012/01/24 Mobile telephones, telephones, modems, and accessories therefor, namely, batteries, battery chargers, power supplies, charger adapters, phone clips, phone covers, phone cases, ear phones, headphones, receivers, microphones, car kits for the adaptation of portable communication apparatus and instruments for vehicular use, cables, hands free microphones, phone holders, car chargers, data cables, electrical wires and handsets, and memory cards</p> <p>Class 035. First use: First Use: 2012/01/24 First Use In Commerce: 2012/01/24 Retail store services featuring telecommunication apparatus, devices, and accessories; on-line retail store services featuring telecommunication apparatus, devices, and accessories; telephone directory services</p> <p>Class 038. First use: First Use: 2012/01/24 First Use In Commerce: 2012/01/24 Telecommunications and communication services, namely, transmission of voice, data, graphics, images, audio, and video by means of telecommunications networks, wireless communication networks, and the Internet; personal communications services; pager services; electronic mail services; transmission or broadcast of news and information for others via telephone, including the internet; consultancy, information and advisory services relating to the aforesaid telecommunications and communication services</p>

U.S. Application No.	86092788	Application Date	10/16/2013
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN MEGA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 0 First Use In Commerce: 0		

	<p>Mobile phones; devices for hands-free use of mobile phones; cases for mobile phones, cases for devices for hands-free use of mobile phones, mobile phone battery chargers, clips, holders, adapters, and headsets; downloadable electronic publications in the nature of books, magazines, articles, and brochures in the fields of music, movies, and entertainment; computer game software for personal computers and home video game consoles; downloadable electronic game programs; digital media, namely, pre-recorded DVDs and downloadable audio and video recordings featuring artistic performances and documentaries; headphones; sunglasses</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0 Jewelry; watches; works of art of precious metal</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0 Bags, namely, back packs, rucksacks, school bags, school satchels, travelling bags, and sports bags</p> <p>Class 020. First use: First Use: 0 First Use In Commerce: 0 Furniture; works of art of wood, wax, plaster, and/or plastic; picture frames</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0 Clothing, namely, shirts, t-shirts, pants, skirts, dresses, coats, jackets, ties, headwear, gloves, underwear, lingerie, socks, robes, pajamas, footwear, and waist belts</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0 On-line retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, and a wide variety of consumer goods of others; retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, and a wide variety of consumer goods of others</p>
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U.S. Application No.	86092797	Application Date	10/16/2013
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Mobile phones; devices for hands-free use of mobile phones; cases for mobile phones, cases for devices for hands-free use of mobile phones, mobile phone battery chargers, clips, holders, adapters, and headsets; downloadable electronic publications in the nature of books, magazines, articles, and</p>		

	<p>brochures in the field of music, movies, and entertainment; computer game software for personal computers and home video game consoles; downloadable electronic game programs; digital media, namely, pre-recorded DVDs and downloadable audio and video recordings featuring artistic performances and documentaries; headphones; sunglasses</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0</p> <p>Jewelry</p> <p>Class 020. First use: First Use: 0 First Use In Commerce: 0</p> <p>Furniture; works of art of wood, wax, plaster, and/or plastic; picture frames</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Clothing, namely, t-shirts, pants, skirts, dresses, coats, jackets, ties, headwear, gloves, underwear, lingerie, socks, robes, pajamas, footwear, and waist belts</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>On-line retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others; retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others</p>
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U.S. Application No.	86092804	Application Date	10/16/2013
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	VIRGIN		
Design Mark			
Description of Mark	The mark consists of the word "VIRGIN" in a stylized font and underlined.		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Mobile phones; devices for hands-free use of mobile phones; cases for mobile phones, cases for devices for hands-free use of mobile phones, mobile phone battery chargers, clips, holders, adapters, and headsets; downloadable electronic publications in the nature of books, magazines, articles, and brochures in the fields of music, movies, and entertainment; computer game software for personal computers and home video game consoles; downloadable electronic game programs; digital media, namely, pre-recorded DVDs and downloadable audio and video recordings featuring artistic performances and documentaries; headphones; sunglasses</p> <p>Class 014. First use: First Use: 0 First Use In Commerce: 0</p> <p>Jewelry; watches</p> <p>Class 018. First use: First Use: 0 First Use In Commerce: 0</p>		

	<p>Articles of luggage, namely, suitcases;bags, namely, back packs, rucksacks, school bags, school satchels, travelling bags, sports bags, textile shopping bags;wallets</p> <p>Class 020. First use: First Use: 0 First Use In Commerce: 0</p> <p>Furniture; works of art of wood, wax, plaster, and/or plastic; picture frames</p> <p>Class 025. First use: First Use: 0 First Use In Commerce: 0</p> <p>Clothing, namely, t-shirts, pants, skirts, dresses, coats, jackets, ties, headwear, gloves, underwear, lingerie, socks,robes, pajamas, footwear, and waist belts</p> <p>Class 035. First use: First Use: 0 First Use In Commerce: 0</p> <p>On-line retail store services featuringmobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others; retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others</p>
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U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	VIRGIN		
Goods/Services	Retail, leisure, travel, transportation, health and wellness, hospitality, entertainment, media, telecommunications, publishing, financial, aviation, philanthropic, digital information technology, recreational, gaming, and environmental services, and all associated goods and services rendered therewith, including apparel and travel-related services		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	VIRGIN (Stylized)		
Goods/Services	Retail, leisure, travel, transportation, health and wellness, hospitality, entertainment, media, telecommunications, publishing, financial, aviation, philanthropic, digital information technology, recreational, gaming, and environmental services, and all associated goods and services rendered therewith, including apparel and travel-related services		

Attachments	<p>73717555#TMSN.gif(bytes)</p> <p>74162592#TMSN.gif(bytes)</p> <p>74164928#TMSN.gif(bytes)</p> <p>76307727#TMSN.gif(bytes)</p> <p>76107264#TMSN.gif(bytes)</p> <p>76107265#TMSN.gif(bytes)</p> <p>76301009#TMSN.gif(bytes)</p> <p>76301011#TMSN.gif(bytes)</p> <p>75983348#TMSN.gif(bytes)</p> <p>76495269#TMSN.gif(bytes)</p> <p>76400178#TMSN.gif(bytes)</p> <p>76373019#TMSN.gif(bytes)</p> <p>76373020#TMSN.gif(bytes)</p>
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Craig A. Beaker/
Name	Craig A. Beaker
Date	11/13/2013

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Application Nos. 85/850,529; 85/852,422

Filed: February 14, 2013; February 18, 2013

Marks: TRY A VIRGIN ISLAND; I LOVE A VIRGIN ISLAND

Published in the *Official Gazette* (Trademarks) on: July 16, 2013

VIRGIN ENTERPRISES LIMITED,)	
)	
Opposer,)	
)	
v.)	Opposition No.
)	
CHINA JADE CORPORATION,)	
)	
Applicant.)	

NOTICE OF OPPOSITION

VIRGIN ENTERPRISES LIMITED ("Opposer" or "Virgin"), a company organized under the laws of England and Wales acting through its Geneva branch, which is registered as Virgin Enterprises Limited, London, Geneva Branch, with its principal place of business at 13-15 Cours de Rive, 1204 Geneva, Switzerland, believes that it will be damaged by the registration of the marks TRY A VIRGIN ISLAND and I LOVE A VIRGIN ISLAND shown in Application Serial Nos. 85/850,529 and 85/852,422 (the "Opposed Marks"), applied for by CHINA JADE CORPORATION ("Applicant"), a U.S. Virgin Islands corporation with its principal place of business at 9A-10A Sunny Isle Shopping Center, C'Sted, St. Croix 00820, U.S. Virgin Islands, United States.

Virgin hereby opposes registration on the basis of a likelihood of confusion under Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), and a likelihood of dilution under Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c). In support of its Opposition, Virgin states as follows:

BACKGROUND

1. Virgin is the owner of a portfolio of over 3,000 trademark applications and registrations incorporating the VIRGIN mark in over 150 countries worldwide. In the United States, Virgin owns more than 50 U.S. trademark registrations that include VIRGIN as the dominant element of the mark. These registrations cover an immense range of products and services, including, but not limited to, apparel, bags, watches, electronics accessories, jewelry, retail and online retail store services, aviation and transportation services, travel agency services, travel reservation services, and providing temporary housing accommodations.
2. The VIRGIN mark, as used by Virgin, its licensees, and affiliates (collectively, the “Virgin Group”), is one of the most highly recognized trademarks in the United States and throughout the world. Unlike many other famous brands that are limited to a particular industry, the reputation of the Virgin Group is not limited to any particular area or activity. The Virgin Group is a dynamic conglomerate of companies and business units that actively develop new products and services with an ever-growing range of branded goods and services, ranging from apparel and retail to transportation, spa, healthcare, hospitality, entertainment, airline, space travel, mobile telephony, and financial services. Substantial goodwill and national reputation has accrued to the VIRGIN mark as a result of continuous sales and promotion of products and services bearing the VIRGIN mark over many years.

COUNT I

3. Virgin repeats and realleges the allegations contained in Paragraphs 1 through 2 above, as though fully set forth herein.
4. Commencing at a time long prior to Applicant's filing dates, the Virgin Group has operated numerous worldwide businesses under the trade name, trademark, and service mark VIRGIN. A description of the Virgin Group's operations appears at the website associated with the domain name www.virgin.com. In the year ending December 31, 2011, the Virgin Group employed approximately 50,000 staff in 34 countries and had global branded revenues of around U.S. \$21 billion.
5. Commencing at a time long prior to Applicant's filing dates, Virgin has used the VIRGIN word and design marks on and in association with the retail and online retail sale and distribution of a broad range of goods and services, including, but not limited to, apparel, bags, electronics accessories, watches, jewelry, airline and travel-related services, hospitality and spa services, mobile phone and telecommunications products and services, environmental, financial, and health-related services, online information, and entertainment services.
6. As a result of its long-standing, nationwide, and widespread use, Virgin owns extensive common law rights in the VIRGIN word and design marks in connection with a wide variety of retail, leisure, travel, transportation, health and wellness, hospitality, entertainment, media, telecommunications, publishing, financial, aviation, philanthropic, digital information technology, recreational, gaming, and environmental services, and all associated goods and services rendered therewith, including apparel and travel-related services. Virgin

promotes and sells these goods under the VIRGIN word and design marks throughout the United States and on its website www.virgin.com, where the VIRGIN word and design marks are prominently displayed. The VIRGIN word mark, design mark, and VIRGIN-formative marks together with the marks reflected in Virgin's applications, registrations, and extensive common law rights in its VIRGIN word and design marks are hereinafter referred to as the "VIRGIN Mark(s)."

7. Virgin's licensee, Virgin America Inc. ("VAI"), has provided VIRGIN-branded air travel and related services in U.S. commerce continuously since August 2007. A description of VAI operations appears at the website associated with the domain name www.virginamerica.com. VAI operates commercial aircrafts providing daily departures to and from Austin, Boston, Chicago, Cincinnati, Cleveland, Columbus, Dallas, Fort Lauderdale, Las Vegas, Los Angeles, New York, Newark, Orlando, Palm Springs, Philadelphia, Portland, San Diego, San Francisco, San Jose, Seattle, and Washington D.C. The airports in Los Angeles, New York, San Francisco, and Washington D.C. also hold Virgin America Clubhouses, which offer restaurant, bar, and café services, including offering beer, wine, other alcoholic beverages, non-alcoholic beverages, and food. In addition, VAI offers various VIRGIN-branded goods including, but not limited to, VIRGIN apparel, VIRGIN luggage, VIRGIN bags, VIRGIN cases for electronics, VIRGIN toys, VIRGIN water bottles, and VIRGIN pet products.
8. Virgin's licensee, Virgin Atlantic Airways Ltd. ("VAA"), has provided VIRGIN and VIRGIN ATLANTIC air travel, air freight, courier, cargo, and related services

in U.S. commerce continuously since 1984. A description of VAA operations appears at the website associated with the domain name www.virgin-atlantic.com. VAA operates a fleet of Boeing 747 and Airbus A300 and A340 aircraft providing daily departures to and from Atlanta, Austin, Boston, Buffalo, Charleston, Charlotte, Chicago, Cincinnati, Cleveland, Columbus, Dallas, Denver, Detroit, Fort Lauderdale, Honolulu, Indianapolis, Jacksonville, Kahului, Kansas City, Kona, Las Vegas, Los Angeles, Louisville, Memphis, Miami, Milwaukee, Minneapolis, Nashville, New Orleans, New York, Norfolk, Oakland, Orlando, Philadelphia, Phoenix, Pittsburgh, Portland, Raleigh-Durham, Richmond, Rochester, Sacramento, Salt Lake City, San Antonio, San Diego, San Francisco, Seattle, St. Louis, Tampa, and Washington D.C. VAA serves food and drinks to its passengers and offers diverse VIRGIN-branded goods including VIRGIN t-shirts, VIRGIN sweatshirts, VIRGIN hats, VIRGIN wallets, VIRGIN toys, VIRGIN clocks, VIRGIN pens, VIRGIN playing cards, and other VIRGIN-branded merchandise.

9. Virgin's licensee, Virgin Australia International ("Virgin Australia International" or "VAU") has provided VIRGIN-branded air travel and related services in U.S. commerce continuously since February 2009. A description of VAU operations appears at the website associated with the domain name www.virginaustralia.com. VAU operates commercial aircrafts providing departures to and from Aspen, Atlanta, Baltimore, Boston, Chicago, Cincinnati, Colorado Springs, Columbus, Dallas, Denver, Detroit, Fort Lauderdale, Honolulu, Houston, Indianapolis, Kahului, Kauai Island, Kona, Las Vegas, Los Angeles,

Memphis, Miami, Minneapolis, New Orleans, New York, Orlando, Philadelphia, Phoenix, Portland, Sacramento, Salt Lake City, San Diego, San Francisco, Seattle, Tampa, and Washington D.C.

10. Virgin's licensee, Virgin Limited Edition ("Virgin Limited Edition" or "VLE"), markets and promotes the Virgin Group's collection of retreats and luxury portfolio of Virgin Hotels Group Limited. A description of VLE's operations appears at the website associated with the domain name www.virginlimitededition.com.
11. Virgin's licensee, Virgin Hotels ("Virgin Hotels" or "VH"), is preparing to offer hotel, restaurant, and spa services in the U.S. under the VIRGIN Mark. A description of VH's operations appears at the website associated with the domain name www.virginhotels.com.
12. Virgin's licensee, Virgin Vacations ("Virgin Vacations" or "VV"), has provided VIRGIN-branded travel and tour services in United States commerce continuously since 1994, including car rental services and vacation packages in the United States and abroad. A description of VV's operations appears at the website associated with the domain name www.virgin-vacations.com.
13. Virgin's licensee, Virgin Holidays ("Virgin Holidays"), has provided VIRGIN-branded travel and tour services in United States commerce since 1985. A description of Virgin Holidays' operations appears at the website associated with the domain name www.virginholidays.com.
14. Virgin's licensee, Virgin Galactic ("Virgin Galactic" or "VG"), founded in 2005, is the world's first space line, which will own and operate its privately built

spaceships based on the remarkable, history-making Spaceship One. A description of VG operations appears at the website associated with the domain name www.virgingalactic.com.

15. Virgin's licensee, Virgin Oceanic ("Virgin Oceanic" or "VO"), is currently developing a submarine for deep sea diving under the VIRGIN Mark. The venture's mission is to expand human exploration and scientific research of the Earth's oceans. A description of VO's business operations appears at the website associated with the domain name www.virginocenic.com.

16. Virgin's licensee, Virgin Mobile USA, LLC ("Virgin Mobile" or "VMU"), has offered VIRGIN and VIRGIN MOBILE wireless telecommunications products and services in U.S. commerce continuously since June 2002. VMU currently provides VIRGIN and VIRGIN MOBILE wireless services to more than 5,000,000 subscribers located in more than 4,000 cities and communities located throughout the United States. A description of VMU's operations appears at the website associated with the domain name www.virginmobileusa.com. VMU also offers VIRGIN MOBILE FREEFEST entertainment services in United States commerce. A description of VIRGIN MOBILE FREEFEST entertainment services appears at the website associated with the domain name www.virginmobilefeed.com.

17. Virgin's licensee, Virgin Wines, has provided VIRGIN-branded wine products in United States commerce continuously since September 2005. A description of Virgin Wines operations appears at the website associated with the domain name www.virginwines.com.

18. Virgin's licensee's affiliate, LS travel retail North America ("LS travel retail"), has provided VIRGIN-branded retail store services in the United States since 2002. VIRGIN retail stores distribute a broad range of goods including magazines, books, gifts, apparel, travel accessories, and phone cards. VIRGIN retail stores prominently feature the VIRGIN mark on store signage.
19. Virgin's licensee, Virgin Green Fund ("Virgin Green Fund" or "VGF"), founded in 2007, is a leading, independent private equity firm investing growth capital in the renewable energy and resource efficiency sectors in North America and Europe. A description of VGF's operations appears at the website associated with the domain name www.virgingreenfund.com.
20. Virgin's licensee, Virgin Earth Challenge ("Virgin Earth Challenge" or "VEC"), launched in 2007, is a competition with a prize of \$25 million dollars for whoever can demonstrate to the judges' satisfaction a commercially-viable design resulting in the removal of anthropogenic, atmospheric greenhouse gases, which will materially contribute to the stability of the Earth's climate. A description of VEC's operations appears at the website associated with the domain name www.virginearth.com.
21. Virgin's licensee, Virgin Money Giving ("Virgin Money Giving" or "VMG"), created as a not-for-profit business by Virgin Money, is a website and charitable service designed to help United States and international users to raise money online for charities. A description of VMG's operations appears at the website associated with the domain name www.virginmoneygiving.com.

22. Virgin's licensee, Virgin Unite ("Virgin Unite" or "VU"), founded in 2005, is the non-profit foundation of the Virgin Group. VU addresses social and environmental problems by helping the way businesses and the social sector work together. The Virgin Group covers all of VU's overhead costs, meaning that 100% of donations received go directly to frontline charitable initiatives. A description of VU's operations appears at the website associated with the domain name www.virginunite.com.
23. Virgin's licensee, Virgin Healthmiles, Inc. ("Virgin Healthmiles" or "VHI"), has provided VIRGIN-branded health-related services in the United States since 2005. A description of VHI's operations appears at the website associated with the domain name www.virginpulse.com.
24. Virgin's licensee, Virgin Produced ("Virgin Produced" or "VP"), is a film and television development, packaging, and production company announced in 2010 by the Virgin Group. A description of VP's operations appears at the website associated with the domain name www.virginproduced.com.
25. Virgin's licensee, Virgin Gaming ("Virgin Gaming" or "VGM"), introduced in 2010, is a premier destination for competitive console gamers to meet and play against each other. A description of VGM's operations appears at the website associated with the domain name www.virgingaming.com.
26. Virgin is also the owner of numerous registrations and applications for trademarks and service marks that constitute or comprise the word VIRGIN, including, but not limited to, the following:
- (1) U.S. Reg. No. 1,413,664 for VIRGIN for "air travel services;"

- (2) U.S. Reg. No. 1,591,952 for VIRGIN (stylized) for "printed sheet music; fictional and non-fictional books, biography and autobiography books, periodicals, namely, paperback books all dealing with music, films and entertainment; paper for packaging, paper cases; writing instruments, namely, pens, pencils, ball point pens, stationery and office supplies, namely, writing and note paper, playing cards" and "articles of outer clothing, namely, shirts, t-shirts, sweat shirts, jackets, hats, clothing caps, clothing belts;"
- (3) U.S. Reg. No. 1,597,386 for VIRGIN for "fictional and non-fictional books, biography and autobiography books, periodicals, namely, journals, paperback books all dealing with music, films and entertainment; stationery and office supplies, playing cards" and "articles of outer clothing, namely, shirts, t-shirts, sweat shirts, jackets, hats, clothing caps;"
- (4) U.S. Reg. No. 1,851,817 for VIRGIN for "transportation of goods and passengers by road and air, freight transportation services; travel agency services" and "bars; retail store services in the fields of cameras, records, audio and video tapes, computers and electronic apparatus, and watches, sheet music, books and photography, handbags, purses, luggage and leather goods, clothing, games, video game machines and video game cartridges;"
- (5) U.S. Reg. No. 1,852,776 for VIRGIN (stylized) for "transportation of goods and passengers by road, air freight transportation services" and "bars; rental of food service equipment; namely, vending machines; portrait and aerial photography; typesetting and printing services; and retail store services in the fields of cameras, records, audio and video tapes, computers and electronic apparatus; and watches; sheet music, books and photography; handbags, purses, luggage and leather goods; clothing; games, video game machines and video game cartridges;"
- (6) U.S. Reg. No. 1,863,353 for VIRGIN MEGASTORE for "retail department store services;"
- (7) U.S. Reg. No. 2,237,092 for VIRGIN VACATIONS for "arranging the transport of passengers by air and road, arranging and conducting travel tours, travel agency services, namely, making reservations and bookings for transportation, and transportation reservation services" and "resort hotel and hotel reservation; travel agency services, namely, making reservations and bookings for temporary lodging;"
- (8) U.S. Reg. No. 2,586,162 for VIRGIN for "articles of luggage, namely, suitcases; bags; namely, back packs, rucksacks, school bags, school satchels, traveling bags, sports bags, all-purpose sports bags for campers and climbers, textile shopping bags; wallets;"

- (9) U.S. Reg. No. 2,625,455 for VIRGIN for "providing an on-line shopping mall via a global computer network; providing business information via a global computer network" and "computerized communication services, namely, electronic mail services, and providing networks for the purpose of transmission and reception of electronic mail, computer generated music, news and other data and information; and broadcasting services by radio and over a global computer network of a wide variety of programs, namely, current events, economics, politics, sports, entertainment, the arts and business;"
- (10) U.S. Reg. No. 2,639,079 for VIRGIN HOLIDAYS for "transportation of passengers and goods by road, rail and air; arranging of package holidays; arranging and organizing tours; arranging visits to places of interest; tourist office services; travel agency services, namely, making reservations and bookings for transportation; transportation reservation services" and "travel agency services, namely, making reservations and bookings for temporary lodging;"
- (11) U.S. Reg. No. 2,689,097 for VIRGIN (stylized) for "mobile telephones; telephones; modems; batteries; battery chargers; cigarette lighter adapters; dashboard mounts; hands-free headsets; carrying cases; belt clips" and "telecommunications services, namely, transmission of voice, data, images, audio, video, and information via telephone or the internet; personal communications services; pager services; electronic mail services; transmission or broadcast of news and information for others via telephone, including the internet;"
- (12) U.S. Reg. No. 2,689,098 for VIRGIN for "mobile telephones; telephones; modems; batteries; battery chargers; cigarette lighter adapters; dashboard mounts; hands-free headsets; carrying cases; belt clips" and "telecommunications services, namely, transmission of voice, data, images, audio, video, and information via telephone or the internet; personal communications services; pager services; electronic mail services; transmission or broadcast of news and information for others via telephone, including the internet;"
- (13) U.S. Reg. No. 2,770,775 for VIRGIN MOBILE for "mobile telephones, telephones and modems, and accessories therefor, namely, batteries; battery chargers; cigarette lighter adapters; hands-free headsets; carrying cases and belt clips," "providing directory information via telephone," and "telecommunications services, namely, transmission of voice, data, images, audio, video, and information via telephone or the internet; personal communications services; pager services; electronic mail services; transmission or broadcast of news and information for others via telephone, including the internet;"

- (14) U.S. Reg. No. 2,770,776 for VIRGIN MOBILE (stylized) for "mobile telephones, telephones and modems, and accessories therefor, namely, batteries; battery chargers; cigarette lighter adapters; hands-free headsets; carrying cases and belt clips," "providing directory information via telephone," and "telecommunications services, namely, transmission of voice, data, images, audio, video, and information via telephone or the internet; personal communications services; pager services; electronic mail services; transmission or broadcast of news and information for others via telephone, including the internet;"
- (15) U.S. Reg. No. 2,798,130 for VIRGIN (stylized) for "playing cards, writing instruments, namely, pens, pencils and ball point pens," "leisurewear, namely, fleece tops and shirts; articles of outer clothing, namely t-shirts, sweat shirts, jackets, hats, clothing caps," "preparing advertising, promotions, and public relations materials for others; demonstration of the goods of others and the promotion thereof; and distribution and dissemination of advertising, promotional materials and sample materials of others," "electronic transmission and display of information for business or domestic purposes from a computer stored data bank," and "retail store services in the fields of records, audio and video tapes, computers and electronic apparatus and watches, books, luggage and leather goods, clothing, games, video game cartridges, and cafes;"
- (16) U.S. Reg. No. 2,808,270 for VIRGIN ATLANTIC for "transportation of and arranging transportation of goods and passengers by road and air; freight transportation services by air; transportation of human beings by means of land vehicles; chauffeur services; travel agency services, namely, making reservations and bookings for transportation; arranging and/or conducting travel tours; operation of aircraft for others;"
- (17) U.S. Reg. No. 3,230,095 for VIRGIN (stylized) for "organizing cultural activities and events; operation of leisure centers, namely, providing library and Internet access facilities;"
- (18) U.S. Reg. No. 3,298,420 for VIRGIN for "business incentive services, namely, offering plans to employers including motivational schemes, gift certificates and other rewards for employees, management of incentive programs, events and schemes for others" and "debit card services;"
- (19) U.S. Reg. No. 3,298,421 for VIRGIN (stylized) for "business incentive services, namely, offering plans to employers including motivational schemes, gift certificates and other rewards for employees,

management of incentive programs, events and schemes for others" and "debit card services;"

(20) U.S. Reg. No. 3,427,241 for VIRGIN for "organizing sporting and cultural activities and events; operation of leisure centers, namely, providing library facilities" and "operation of leisure centers, namely, providing cosmetic and body care services;"

(21) U.S. Reg. No. 3,472,228 for VIRGIN UNITE for "developing promotional campaigns for business; promoting public awareness of the need for businesses to have a positive impact on the communities and environment in which they operate and work together with the social sector to drive long term social change including making investments in emerging markets to accelerate positive social change through economic development; charitable services, namely, organizing and coordinating programs for the sick, people with health problems or issues, the homeless, drug users, those with disabilities, victims of abuse, those who are bereaved, children in need or at risk, those with sexual problems, and underprivileged communities, and organizing and conducting volunteer programs and community service projects; business management and administration services in connection with a charity," "charitable fund raising; charitable financial services for those in need, namely, accepting and administering monetary charitable contributions; financial sponsorship of fund raising events and events designed to raise the profile of charitable and social issues," and "educational services, namely, conducting summits, conferences, lectures and seminars in the field of social change and charitable and social issues; training services in the field of social change and charitable and social issues; organizing community sporting and cultural events; educational services, namely, providing classes, lectures, seminars, workshops, and discussion groups in the fields of sickness, health problems, homelessness, drug use, disabilities, abuse, bereavement, children's needs, sexual problems, and poverty to young people, people with health problems or issues, the homeless, drug users, those with disabilities, victims of abuse, those who have been bereaved, children in need or at risk, those with sexual problems, and underprivileged communities; charitable services, namely, academic mentoring of children from underprivileged communities and young people;"

(22) U.S. Reg. No. 3,535,624 for VIRGIN GALACTIC (stylized) for "travel agency services, namely, making reservations and bookings for transportation, space travel agency services; namely, booking of transportation into space;"

(23) U.S. Reg. No. 3,538,900 for VIRGIN FESTIVAL for "arranging and conducting live musical performances and music festivals;"

- (24) U.S. Reg. No. 3,538,901 for VIRGIN (stylized) for "arranging and conducting live musical performances and music festivals;"
- (25) U.S. Reg. No. 3,541,731 for VIRGIN AMERICA for "Air transportation; freight transportation services by means of air, ship, truck, and rail; airport passenger and baggage check-in services; airport services, namely, ticketing and boarding services; travel services, namely, booking seating arrangements for airline passengers; air transportation services featuring frequent flyer miles as a bonus program for frequent air travelers; providing flight arrival and departure information; and transportation reservation services" and "onboard in-flight entertainment services, namely, distributing movies, TV programs, and audio programs, and providing temporary use of video games, software and personal monitors for viewing the same;"
- (26) U.S. Reg. No. 3,543,131 for VIRGIN COMICS for "comic books" and "entertainment services, namely, providing a web site featuring comic strips, related film clips, photographs, drawings, art pictures and other multimedia materials;"
- (27) U.S. Reg. No. 3,707,308 for VIRGIN VIE AT HOME for "Perfumes, cosmetics, make up; hair care preparations; non-medicated skin care preparations, non-medicated sun care preparations; nail care products, namely, nail varnishes, nail varnish removers; nail care preparations; artificial nails and adhesives therefore; glues, adhesives, acrylic, and silk and linen wraps for the repair of artificial nails, nail polishes; powder compacts; lipsticks; lip gloss; nail varnish remover; cotton wool balls for use in removing and applying cosmetics; make-up powder and foundation; facial wipes impregnated with cosmetics; skin moisturizers; beauty creams; beauty gels; body care cosmetics, essential oils for personal use; antiperspirants; after shave lotions; eau de cologne; soaps; Make up removing preparations; non-medicated toiletries; eau de toilette; deodorants for personal care; hair lotions, hair creams, and hair conditioners; shampoos; beauty masks; skin cream, facial masks, cosmetic oils, face powder, and body scrubs; hand and body lotions; dentifrices; shaving preparations, dyes for hairs; bath preparations, namely, beads, crystals, foam, gels, oil and powder; scented body sprays; after-shave lotions; pre-electric shaving preparations," "jewelry and imitation jewelry; precious metals and their alloys; bracelets of precious metal; fancy key rings of precious metals; jewelry boxes of precious metal; key chains of precious metal; ornaments of precious metal; semi-precious and precious stones; watches, clocks, and structural parts therefor," and "retail shops featuring cosmetics and jewelry; computerized online retail ordering services featuring cosmetics and jewelry; shop at home services featuring cosmetics and jewelry; mail order catalog services featuring

cosmetics and jewelry; business consultancy services; business advisory services; advertising services; advertising services provided over the internet; rental of advertising space on a website;"

(28) U.S. Reg. No. 4,105,375 for VIRGIN (stylized) for "operation of fitness centers; health club services;"

(29) U.S. Reg. No. 4,220,791 for VIRGIN (stylized) for "provision of exercise facilities; organization, operation and supervision of incentivized fitness programs and information advisory services relating to aforesaid services," "operation of leisure centers, namely, providing cosmetic and body care services; beauty salons; Turkish bath services; hairdressing, manicure and pedicure services; consultancy in the field of beauty, body and skincare, make up and dress; massage; physical therapy; sun tanning salons; provision of sauna facilities; aromatherapy services; reflexology services; medical services, namely, chiropody services; health assessments and health care risk assessments, namely, providing a heart-rate based overview of their own metabolism in order to assist in reaching weight loss, sports performance, health, fitness, and wellness related goals; health spa services in the nature of providing steam room facilities; organization, operation and supervision of incentivized health programs and information advisory services relating to all aforesaid services," and "lifestyle counseling and consultancy;"

(30) U.S. Reg. No. 4,270,403 for VIRGIN RADIO (stylized) for "apparatus for recording, transmission or reproduction of sound or images; pre-recorded digital media featuring radio, music, blogs, podcasts, DJs, pictures, videos, movies and television in the fields of music, entertainment and news; software downloadable from the Internet for viewing and listening to radio, music, blogs, podcasts, DJs, pictures, videos, movies and television; compact discs featuring music; downloadable digital music; radios; portable radios; digital radios; earphones for radios; radio broadcasting sets, namely, transmitting and receiving apparatus for radio broadcasting; mobile radio broadcasting units, namely, transmitting and receiving apparatus for radio broadcasting; mobile radios; music centers incorporating radio and television receivers, namely, entertainment system comprising multiple image display screens and multiple input devices; radiotelephones; audio and video recordings featuring radio, music, movies, television, podcasts, videos, pictures and DJs in the fields of music, entertainment and news; electronic media for storing, transmitting and reproducing music, sounds, images and text, namely, radio, music, movies, television, podcasts, videos and pictures; musical recordings; downloadable electronic data files in the nature of radio programs, music, movies, television, podcasts and videos; radio programs, music, videos, sound, images, text and data downloadable from the Internet or other computer networks in the field of music,

entertainment and news; MP3 players; computer e-commerce software to allow users to safely place orders and make payments in the field of electronic business transactions via a global computer network or telecommunications network; downloadable software in the nature of mobile applications in the fields of music, entertainment and news,” “telecommunications and communication services, namely, transmission of voice, data, graphics, sound and video by means of broadband, digital or wireless networks; broadband radio communications services; radio broadcasting; broadcasting services, namely, radio, television, satellite and Internet broadcasting services; digital radio broadcasting services; radio broadcasting over the Internet and other communication networks; streaming of radio programs and audio material on the Internet; news agency services for electronic transmission; delivery of digital music by telecommunications,” and “entertainment services, namely, providing on-going radio, television and Internet programs in the field of music, entertainment and news; entertainment services, namely, providing podcasts in the field of music, entertainment and news; entertainment services, namely, providing blogs featuring music, entertainment and news; entertainment services, namely, providing a web site featuring photographic, audio and video material featuring music, entertainment and news; sporting and cultural activities, namely, competitions in the field of music, entertainment and news; entertainment by means of radio and television, namely, ongoing radio and television programming in the field of music, entertainment and news; production, distribution, presentation, syndication, and rental of material with a visual and/or audio element, namely, television and radio programs, films, sound and video recordings, and news programs; entertainment services, namely, presentation of interactive entertainment shows, live shows, stage plays, exhibitions and concerts; recording studio services and the provision of recording studio facilities; audio recording services; provision and rental of radio and television studios and broadcasting facilities; providing interactive information relating to education, entertainment, sporting and cultural activities, radio and television broadcasting and radio and television entertainment provided on-line from computer data bases or from facilities provided on the Internet; provision of information relating to education, entertainment, sporting and cultural activities, radio and television broadcasting and radio and television entertainment for accessing via communication and computer networks; publishing of music; consultancy, information and advisory services all relating to the aforesaid services, namely, radio, television and Internet programming consultancy, information and advisory services;

- (31) U.S. Reg. No. 4,325,986 for VIRGIN for “watches,” “arranging the offer and sale of carbon offset credits; online retail store services featuring apparel, accessories, fragrances, watches, jewelry, sunglasses, electronics, cases for electronic products, gift cards, toys, model airplanes,

liquor, cosmetics, luggage, bags, pet products, furniture, cookware, coffee makers, golf equipment, wall art, key rings,” and “creation, management and administration of investment funds, venture capital funds and private equity funds; charitable fundraising; credit card services;”

- (32) U.S. Reg. No. 4,398,320 for VIRGIN for “Apparatus for recording, transmitting, storing or reproducing sound or images; blank magnetic data carriers; blank digital storage media for sound or video recordings; pre-recorded electronic and digital media featuring radio, music, blogs, podcasts, DJs, pictures, videos, books, movies and television; computer software for use in personal computers, computer game consoles and consumer electronics products for use in the transmission, reception and storage of data, images and digital information in the fields of radio programs, music, movies, books, television, podcasts, videos, games of skill and games of chance; software downloadable from the Internet for transmission, reception and storage of voice, data, images, e-mail and digital information; compact discs featuring music; radios; earphones for radios; radio broadcasting sets, namely, transmitting and receiving apparatus for radio broadcasting; mobile radio broadcasting units, namely, transmitting and receiving apparatus for radio broadcasting; integrated audio and video apparatus incorporating radio and television receivers; radiotelephones; sound recordings, namely, musical recordings and video recordings featuring radio, music, blogs, podcasts, DJs, videos, books, movies and television; downloadable electronic publications in the nature of books, magazines, articles, brochures in the field of radio programs, music, movies, books, television, podcasts and video; radio programs, music, videos, sound, images, text and data downloadable from the Internet or other computer networks; communications and telecommunications devices, namely, computers, wireless telephones and satellite telephones; mobile telecommunications apparatus and equipment, namely, batteries, battery chargers, power supplies, charger adapters, phone clips, phone covers, phone cases, ear phones, headphones, receivers, microphones, car kits for the adaptation of portable communication apparatus and instruments for vehicular use, antennas, antenna adapters, cables, hands free microphones, phone holders, car chargers, data cables, electrical wires and handsets; GPS receivers; keyboards, digital pens, memory cards, digital maps and digital map displays in the form of satellite navigational systems; mobile digital devices, namely, MP3 players, mobile telephones, smart phones, digital cameras and personal digital assistants; accessories and replacement parts for mobile phones, mobile digital devices, smart phones, digital cameras and computers, namely, batteries, battery chargers, cigarette lighter adapters, belt clips, carrying cases, headphones, headsets, speakers and mouse mats; cameras; computer e-commerce software to allow users to safely place orders and make payments in the field of electronic business transactions via a global computer network or

telecommunications network; computer software and devices for navigation; downloadable software in the nature of a mobile application for transmission, reception and storage of voice, data, images, e-mail and digital information; systems and apparatus for electric money transactions, namely, blank smart cards and smart card readers; calculators; software for use in the secure identification, storage, transmission and retrieval of data; software relating to identity verification and fraud prevention; electronic encryption devices to enable secure storage, retrieval and transmission of confidential customer information used by individuals, banking and financial institutions; computer software for use in connection with accessing and conducting electronic banking and financial services via global computer networks and telecommunication networks; computer software for providing an online financial platform; computer software for the provision of financial trading services, securities exchange services, automated methods of crossing financial orders and electronic financial and crossing exchanges; magnetically encoded credit cards, debit cards, cash cards and cheque guarantee cards,” “Retail store services featuring telecommunication apparatus, devices and accessories; on-line retail store services featuring telecommunication apparatus, devices and accessories,” “Insurance brokerage; financial and monetary affairs, namely, financial information, management, planning and analysis services; real estate brokerage; banking; stockbroking; providing cash and other rebates for credit card use as part of a customer loyalty program; provision of electronic payment services including electronic fund transfer services, electronic processing and subsequent transmission of bill payment data and on-line transaction facilities; loyalty program payment processing services; automated bill payment of accounts; collection of debts; insurance services provided over the Internet or any other electronic network, namely, insurance brokerage, insurance consultancy and insurance indemnity; discount services, namely, financing of loans and discount of bills; personal equity plans, namely, equity capital investment; provision of investment and fund management information; administration of funds and investments; stock, shares and bond information and brokerage services; credit and debit card services; financial administration and management of employee pension plans; pension planning and investment consulting services; mutual funds management; financing of loans and mortgage lending; trust services, namely, investment trust company services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services provided on-line from a computer database or the Internet; information, consultancy and advisory services in relation to the aforesaid services provided over a telecommunications network,” “Telecommunications and communication services, namely, transmission of voice, data, graphics, images, audio and video by means of telecommunications networks, wireless communication

networks and the Internet; digital network telecommunications services; providing Internet chat rooms for transmission of messages among computer users concerning radio, music, blogs, podcasts, DJs, pictures, videos, books, games, movies and television; portal services for providing users access to a communications or computer network; providing e-mail services; radio and television broadcasting services; Internet broadcasting services; news agency services for electronic transmission; text and voice messaging services; consultancy, information and advisory services relating to the aforesaid telecommunications and communication services,” and “Education, namely, conducting classes, seminars, conferences and workshops in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; providing training in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; entertainment services, namely, radio, television and Internet programs, blogs and podcasts in the fields of music, entertainment and news; organizing community sporting and cultural activities; production, distribution, presentation, syndication, networking and rental of sound and video recordings including television and radio programs, films and news programs; interactive entertainment, namely, presentation of live show performances, stage plays and music; concerts; recording studio services and the provision of recording studio facilities; audio recording services; provision and rental of radio and television studios and broadcasting facilities; interactive information relating to education, entertainment, sporting and cultural activities, and radio and television entertainment provided on-line from computer databases or from facilities provided on the Internet; publication services, namely, book publication services; consultancy, information and advisory services all relating to the aforesaid educational and entertainment services;”

- (33) U.S. Reg. No. 4,416,519 for VIRGIN (stylized) for “Apparatus for recording, transmitting, storing or reproducing sound or images; blank magnetic data carriers; blank digital storage media for sound or video recordings; pre-recorded electronic and digital media featuring radio, music, blogs, podcasts, DJs, pictures, videos, books, movies and television; computer software for use in personal computers, computer game consoles and consumer electronics products for use in the transmission, reception and storage of data, images and digital information in the fields of radio programs, music, movies, books, television, podcasts, videos, games of skill and games of chance; software downloadable from the Internet for transmission, reception and storage of voice, data, images, e-mail and digital information; compact discs featuring music; radios; earphones for radios; radio broadcasting sets, namely, transmitting and receiving apparatus for radio broadcasting; mobile radio broadcasting units, namely, transmitting and receiving apparatus for radio broadcasting; integrated audio and video apparatus

incorporating radio and television receivers; radiotelephones; sound recordings, namely, musical recordings and video recordings featuring radio, music, blogs, podcasts, DJs, videos, books, movies and television; downloadable electronic publications in the nature of books, magazines, articles, brochures in the field of radio programs, music, movies, books, television, podcasts and video; radio programs, music, videos, sound, images, text and data downloadable from the Internet or other computer networks; communications and telecommunications devices, namely, computers, wireless telephones and satellite telephones; mobile telecommunications apparatus and equipment, namely, batteries, battery chargers, power supplies, charger adapters, phone clips, phone covers, phone cases, ear phones, headphones, receivers, microphones, car kits for the adaptation of portable communication apparatus and instruments for vehicular use, antennas, antenna adapters, cables, hands free microphones, phone holders, car chargers, data cables, electrical wires and handsets; GPS receivers; keyboards, digital pens, memory cards, digital maps and digital map displays in the form of satellite navigational systems; mobile digital devices, namely, MP3 players, mobile telephones, smart phones, digital cameras and personal digital assistants; accessories and replacement parts for mobile phones, mobile digital devices, smart phones, digital cameras and computers, namely, batteries, battery chargers, cigarette lighter adapters, belt clips, carrying cases, headphones, headsets, speakers and mouse mats; cameras; computer e-commerce software to allow users to safely place orders and make payments in the field of electronic business transactions via a global computer network or telecommunications network; computer software and devices for navigation; downloadable software in the nature of a mobile application for transmission, reception and storage of voice, data, images, e-mail and digital information; systems and apparatus for electric money transactions, namely, blank smart cards and smart card readers; calculators; software for use in the secure identification, storage, transmission and retrieval of data; software relating to identity verification and fraud prevention; electronic encryption devices to enable secure storage, retrieval and transmission of confidential customer information used by individuals, banking and financial institutions; computer software for use in connection with accessing and conducting electronic banking and financial services via global computer networks and telecommunication networks; computer software for providing an online financial platform; computer software for the provision of financial trading services, securities exchange services, automated methods of crossing financial orders and electronic financial and crossing exchanges; magnetically encoded credit cards, debit cards, cash cards and cheque guarantee cards,” “Retail store services featuring telecommunication apparatus, devices and accessories; on-line retail store services featuring telecommunication apparatus, devices and accessories,” “Insurance brokerage; financial and monetary affairs, namely, financial information,

management, planning and analysis services; real estate brokerage; banking; stockbroking; providing cash and other rebates for credit card use as part of a customer loyalty program; provision of electronic payment services including electronic fund transfer services, electronic processing and subsequent transmission of bill payment data and on-line transaction facilities; loyalty program payment processing services; automated bill payment of accounts; collection of debts; insurance services provided over the Internet or any other electronic network, namely, insurance brokerage, insurance consultancy and insurance indemnity; discount services, namely, financing of loans and discount of bills; personal equity plans, namely, equity capital investment; provision of investment and fund management information; administration of funds and investments; stock, shares and bond information and brokerage services; credit and debit card services; financial administration and management of employee pension plans; pension planning and investment consulting services; mutual funds management; financing of loans and mortgage lending; trust services, namely, investment trust company services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services; information, consultancy and advisory services relating to the aforesaid financial, insurance and real estate services provided on-line from a computer database or the Internet; information, consultancy and advisory services in relation to the aforesaid services provided over a telecommunications network,” “Telecommunications and communication services, namely, transmission of voice, data, graphics, images, audio and video by means of telecommunications networks, wireless communication networks and the Internet; digital network telecommunications services; providing Internet chat rooms for transmission of messages among computer users concerning radio, music, blogs, podcasts, DJs, pictures, videos, books, games, movies and television; portal services for providing users access to a communications or computer network; providing e-mail services; radio and television broadcasting services; Internet broadcasting services; news agency services for electronic transmission; text and voice messaging services; consultancy, information and advisory services relating to the aforesaid telecommunications and communication services,” and “Education, namely, conducting classes, seminars, conferences and workshops in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; providing training in the fields of entrepreneurship, transportation, telecommunications, hospitality and entertainment; entertainment services, namely, radio, television and Internet programs, blogs and podcasts in the fields of music, entertainment and news; organizing community sporting and cultural activities; production, distribution, presentation, syndication, networking and rental of sound and video recordings including television and radio programs, films and news programs; interactive entertainment, namely, presentation of live show performances, stage plays and music; concerts; recording studio services

and the provision of recording studio facilities; audio recording services; provision and rental of radio and television studios and broadcasting facilities; interactive information relating to education, entertainment, sporting and cultural activities, and radio and television entertainment provided on-line from computer databases or from facilities provided on the Internet; publication services, namely, book publication services; consultancy, information and advisory services all relating to the aforesaid educational and entertainment services;”

- (34) U.S. Reg. No. 4,419,522 for VIRGIN AMERICA for “Online retail store services featuring apparel, accessories, fragrances, watches, jewelry, sunglasses, electronics, cases for electronic products, gift cards, toys, model airplanes, liquor, cosmetics, luggage, bags, pet products, furniture, cookware, coffee makers, golf equipment, wall art, key rings;”
- (35) U.S. Reg. No. 4,419,523 for VIRGIN AMERICA for “Jewelry; Key rings of precious metals; Watches;”
- (36) U.S. Application Serial No. 77/876,194 for VIRGIN for “hotel services; restaurant services; bar services; hotel accommodation services;”
- (37) U.S. Application Serial No. 77/876,197 for VIRGIN (stylized) for “hotel services; restaurant services; bar services; hotel accommodation services;”
- (38) U.S. Application Serial No. 77/915,463 for VIRGIN GALACTIC for “aircraft, airplanes, space vehicles, and structural parts therefor,” “watches,” “books in the field of space travel, aircraft, airplanes, space vehicles, and parts therefor; pictures; prints; trading cards, collectable trading cards; postcards; magazines in the field of space travel, aircraft, airplanes, space vehicles, and parts therefor; writing instruments; stickers; calendars; decals; decorative tops for writing instruments; event programs; posters; maps; newsletters in the field of space travel, aircraft, airplanes, space vehicles, and parts therefor; photographs; paper; note pads; folders; and stationery,” “all-purpose sports bags; all-purpose carrying bags,” “clothing, namely, suits, flight suits, stockings, undergarments, shirts, t-shirts, sweatshirts, pants, sweat pants, track suits, skirts, dresses, jackets, coats, blazers, sweaters, scarves, hats, headwear, bathrobes, shorts, socks, belts, gloves, jeans, neckwear, swimwear, beachwear, footwear, sleep masks, cloth bibs, nightwear, wraps, and wristbands,” “playing cards; toy models of aircraft, airplanes, space vehicles, and parts therefor; card games and board games; toys, namely, action figures; dolls and doll accessories; puzzles,” and “air transportation; freight transportation by air; transportation of passengers by air; airport services; launching of space vehicles for others; transportation of passengers and

freight through space; space travel agency services, namely, booking of transportation into space;”

(39) U.S. Application Serial No. 85/136,215 for VIRGIN GALACTIC (stylized) for “Aircraft, airplanes, space vehicles namely, astronautical vehicles, aeronautical vehicles, astronautical vehicles and parts therefor,” “books featuring space travel and exploration, pictures, prints, cards bearing universal greetings, postcards, magazines featuring adventure travel and space exploration, writing instruments, stickers, calendars, decals, decorative tops for writing instruments, photo and scrapbook albums, event programs, posters, guide books featuring outer space travel and amenities, maps, newsletters in the field of space travel news and events, photographs, paper, note pads, folders and stationery,” “clothing, namely, suits, stockings, under garments, shirts, t-shirts, pants, skirts, dresses, jackets, coats, blazers, sweaters, scarves, hats, headwear, bathrobes, shorts, socks, belts, gloves, jeans, neckwear, swimwear, beachwear, footwear, visors, sleep masks, cloth bibs, nightwear, outerwear, namely, parkas, wind vests, and coats, wraps and wristbands,” “playing cards, toy models of airplanes, spaceships, and rockets, board and card games, toys, namely, stuffed toy animals and space vehicles, sports balls, dolls and doll accessories, and puzzles,” and “air transportation, freight transportation by air and space vehicles, passenger transportation by space vehicle, air and ground transportation, airport services, travel agency services, namely, making reservations and bookings for transportation, space vehicle transportation services, namely, launching of space vehicles, space travel agency services, namely, booking of transportation into space, and transportation of passengers into space;”

(40) U.S. Application Serial No. 85/136,217 for VIRGIN (stylized) for “aircraft, airplanes, space vehicles namely, astronautical vehicles, aeronautical vehicles, astronautical vehicles and parts therefor,” “books featuring space travel and exploration, pictures, prints, cards bearing universal greetings, postcards, magazines featuring adventure travel and space exploration, writing instruments, stickers, calendars, decals, decorative tops for writing instruments, photo and scrapbook albums, event programs, posters, guide books featuring outer space travel and amenities, maps, newsletters in the field of space travel news and events, photographs, paper, note pads, folders and stationery,” “clothing, namely, suits, stockings, under garments, shirts, t-shirts, pants, skirts, dresses, jackets, coats, blazers, sweaters, scarves, hats, headwear, bathrobes, shorts, socks, belts, gloves, jeans, neckwear, swimwear, beachwear, footwear, visors, sleep masks, cloth bibs, nightwear, outerwear, namely, parkas, wind vests, and coats, wraps and wristbands,” playing cards, toy models of airplanes, spaceships, and rockets, board and card games, toys, namely, stuffed toy animals and space vehicles, sports balls, dolls

and doll accessories, and puzzles,” and “air transportation, freight transportation by air and space vehicles, passenger transportation by space vehicle, air and ground transportation, airport services, travel agency services, namely, making reservations and bookings for transportation, space vehicle transportation services, namely, launching of space vehicles, space travel agency services, namely, booking of transportation into space, and transportation of passengers into space;”

(41) U.S. Application Serial No. 85/288,394 for VIRGIN for “operation of fitness centers; providing health club services;”

(42) U.S. Application Serial No. 85/476,874 for VIRGIN ACTIVE for “providing internet access” and “providing facilities for and organizing sporting and cultural activities and events; operation of leisure centers, namely, providing library services; providing health club services;”

(43) U.S. Application Serial No. 86/080,360 for VIRGIN MOBILE and Design for “Mobile telephones, telephones, modems, and accessories therefor, namely, batteries, battery chargers, power supplies, charger adapters, phone clips, phone covers, phone cases, ear phones, headphones, receivers, microphones, car kits for the adaptation of portable communication apparatus and instruments for vehicular use, cables, hands free microphones, phone holders, car chargers, data cables, electrical wires and handsets, and memory cards,” “Retail store services featuring telecommunication apparatus, devices, and accessories; on-line retail store services featuring telecommunication apparatus, devices, and accessories; telephone directory services,” and “Telecommunications and communication services, namely, transmission of voice, data, graphics, images, audio, and video by means of telecommunications networks, wireless communication networks, and the Internet; personal communications services; pager services; electronic mail services; transmission or broadcast of news and information for others via telephone, including the internet; consultancy, information and advisory services relating to the aforesaid telecommunications and communication services;”

(44) U.S. Application Serial No. 86/092,788 for VIRGIN MEGA for “Mobile phones; devices for hands-free use of mobile phones; cases for mobile phones, cases for devices for hands-free use of mobile phones, mobile phone battery chargers, clips, holders, adapters, and headsets; downloadable electronic publications in the nature of books, magazines, articles, and brochures in the fields of music, movies, and entertainment; computer game software for personal computers and home video game consoles; downloadable electronic game programs; digital media, namely, pre-recorded DVDs and downloadable audio and video recordings featuring artistic performances and documentaries; headphones;

sunglasses,” “Jewelry; watches; works of art of precious metal,” “Bags, namely, back packs, rucksacks, school bags, school satchels, travelling bags, and sports bags,” “Furniture; works of art of wood, wax, plaster, and/or plastic; picture frames,” “Clothing, namely, shirts, t-shirts, pants, skirts, dresses, coats, jackets, ties, headwear, gloves, underwear, lingerie, socks, robes, pajamas, footwear, and waist belts,” and “On-line retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, and a wide variety of consumer goods of others; retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, and a wide variety of consumer goods of others;”

- (45) U.S. Application Serial No. 86/092,797 for VIRGIN for “Mobile phones; devices for hands-free use of mobile phones; cases for mobile phones, cases for devices for hands-free use of mobile phones, mobile phone battery chargers, clips, holders, adapters, and headsets; downloadable electronic publications in the nature of books, magazines, articles, and brochures in the field of music, movies, and entertainment; computer game software for personal computers and home video game consoles; downloadable electronic game programs; digital media, namely, pre-recorded DVDs and downloadable audio and video recordings featuring artistic performances and documentaries; headphones; sunglasses,” “Jewelry,” “Furniture; works of art of wood, wax, plaster, and/or plastic; picture frames,” “Clothing, namely, t-shirts, pants, skirts, dresses, coats, jackets, ties, headwear, gloves, underwear, lingerie, socks, robes, pajamas, footwear, and waist belts,” and “On-line retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others; retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others;”

- (46) U.S. Application Serial No. 86/092,804 for VIRGIN (stylized) for “Mobile phones; devices for hands-free use of mobile phones; cases for mobile phones, cases for devices for hands-free use of mobile phones, mobile phone battery chargers, clips, holders, adapters, and headsets; downloadable electronic publications in the nature of books, magazines, articles, and brochures in the fields of music, movies, and entertainment; computer game software for personal computers and home video game

consoles; downloadable electronic game programs; digital media, namely, pre-recorded DVDs and downloadable audio and video recordings featuring artistic performances and documentaries; headphones; sunglasses,” “Jewelry; watches,” “Articles of luggage, namely, suitcases; bags, namely, back packs, rucksacks, school bags, school satchels, travelling bags, sports bags, textile shopping bags; wallets,” “Furniture; works of art of wood, wax, plaster, and/or plastic; picture frames,” “Clothing, namely, t-shirts, pants, skirts, dresses, coats, jackets, ties, headwear, gloves, underwear, lingerie, socks, robes, pajamas, footwear, and waist belts,” and “On-line retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others; retail store services featuring mobile phones, mobile phone accessories, clothing, jewelry, watches, sunglasses, fragrances, works of art, printed and downloadable books, video games, home furnishings, electronics, headphones, sunglasses, and a wide variety of consumer goods of others;” and

27. The VIRGIN Marks, including the term VIRGIN by itself and the multitude of VIRGIN-formative marks used by Virgin, have been so extensively used and advertised together that the VIRGIN family “surname” is recognized by consumers as an identifying trademark or service mark in and of itself when it appears in a composite. As a result, the VIRGIN Marks constitute an easily recognizable family of marks that identify Virgin as the source of the goods and services provided.

28. By reason of more than 30 years of continuous and substantially exclusive use, as well as the Virgin Group’s expenditure of tens of millions of dollars in advertising and promotion, the VIRGIN Mark was well-known and famous prior to Applicant’s filing dates of February 14, 2013 and February 18, 2013, and symbolized extensive goodwill identifying Virgin. As a result, in July 2003, the Court of Appeals for the Second Circuit held that VIRGIN was a “famous,

arbitrary, and distinctive mark.” *Virgin Enters. Ltd. v. Nawab*, 335 F.3d 141, 146 (2d Cir. 2003).

29. On February 14, 2013, long after Virgin commenced use of the VIRGIN Mark in association with diverse businesses, goods, and services in United States commerce, Applicant filed U.S. Application Serial No. 85/850,529 seeking registration of the Opposed Mark TRY A VIRGIN ISLAND for “Caps; T-shirts” and “Promoting recreation and tourism in the Virgin Islands” in International Classes 25 and 35, respectively.
30. On February 18, 2013, long after Virgin commenced use of the VIRGIN Mark in association with diverse businesses, goods, and services in United States commerce, Applicant filed U.S. Application Serial No. 85/852,422 seeking registration of the Opposed Mark I LOVE A VIRGIN ISLAND for “Caps; T-shirts” in Class 25.
31. Applicant’s Opposed Marks so resemble the VIRGIN Mark that they are likely, when used in connection with the respective goods and services identified in U.S. Application Serial No. 85/850,529 and U.S. Application Serial No. 85/852,422, to cause confusion, to cause mistake, or to deceive as to the affiliation, connection, or association of Applicant with Virgin or as to the origin, sponsorship, or approval of Applicant’s respective goods and services by Virgin.
32. Virgin believes that it would be damaged by the registrations sought herein by Applicant because such registrations would support and assist Applicant in the confusing and misleading use of Applicant’s Opposed Marks, and would give

color of exclusive statutory rights in Applicant in violation and derogation of the prior superior rights of Virgin.

33. Accordingly, Applicant's applications to register the Opposed Marks must be refused registration under Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), as amended.

COUNT II

34. Virgin repeats and realleges the allegations contained in Paragraphs 1 through 33 above, as though fully set forth herein.

35. Applicant's use of the Opposed Marks are likely to cause dilution of the distinctive quality of Virgin's famous and distinctive VIRGIN Mark under Section 43(c) of the Federal Trademark Act, 15 U.S.C. § 1125(c).

36. Virgin believes that it will be damaged by the registrations sought herein by Applicant because such registrations will support and assist Applicant in diluting the distinctiveness of Virgin's VIRGIN Mark and will give color of exclusive statutory rights to Applicant in violation and derogation of the prior superior rights of Virgin.

37. Accordingly, Applicant's applications to register the Opposed Marks must be refused registration under Section 43(c) of the Lanham Act, 15 U.S.C. § 1125(c), as amended.

PRAYER FOR RELIEF

WHEREFORE, Virgin prays that the marks shown by the above-identified applications be refused registration, and that this Notice of Opposition be sustained in favor of Virgin.

Respectfully submitted,

VIRGIN ENTERPRISES LIMITED

Dated: November 13, 2013

By: 

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Attorneys for
VIRGIN ENTERPRISES LIMITED

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing NOTICE OF OPPOSITION has been served upon Applicant by mailing said copy on November 13, 2013, via First Class Mail, postage prepaid to:

Kenneth Chin
China Jade Corporation
9A-10A Sunny Isle Shopping Center
Christiansted, St. Croix 00820
U.S. VIRGIN ISLANDS

Dated: November 13, 2013

By: 
Craig A. Beaker